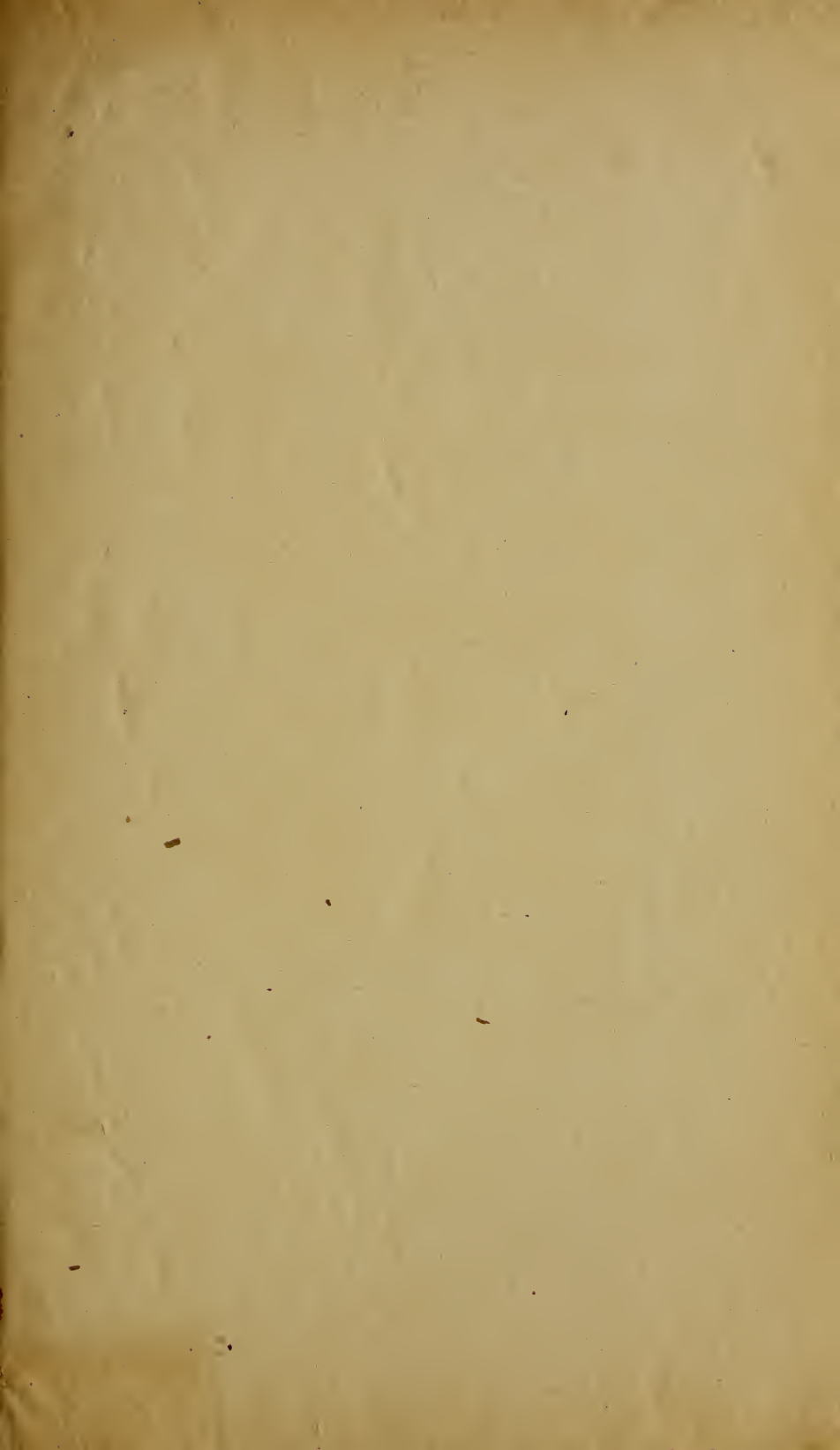
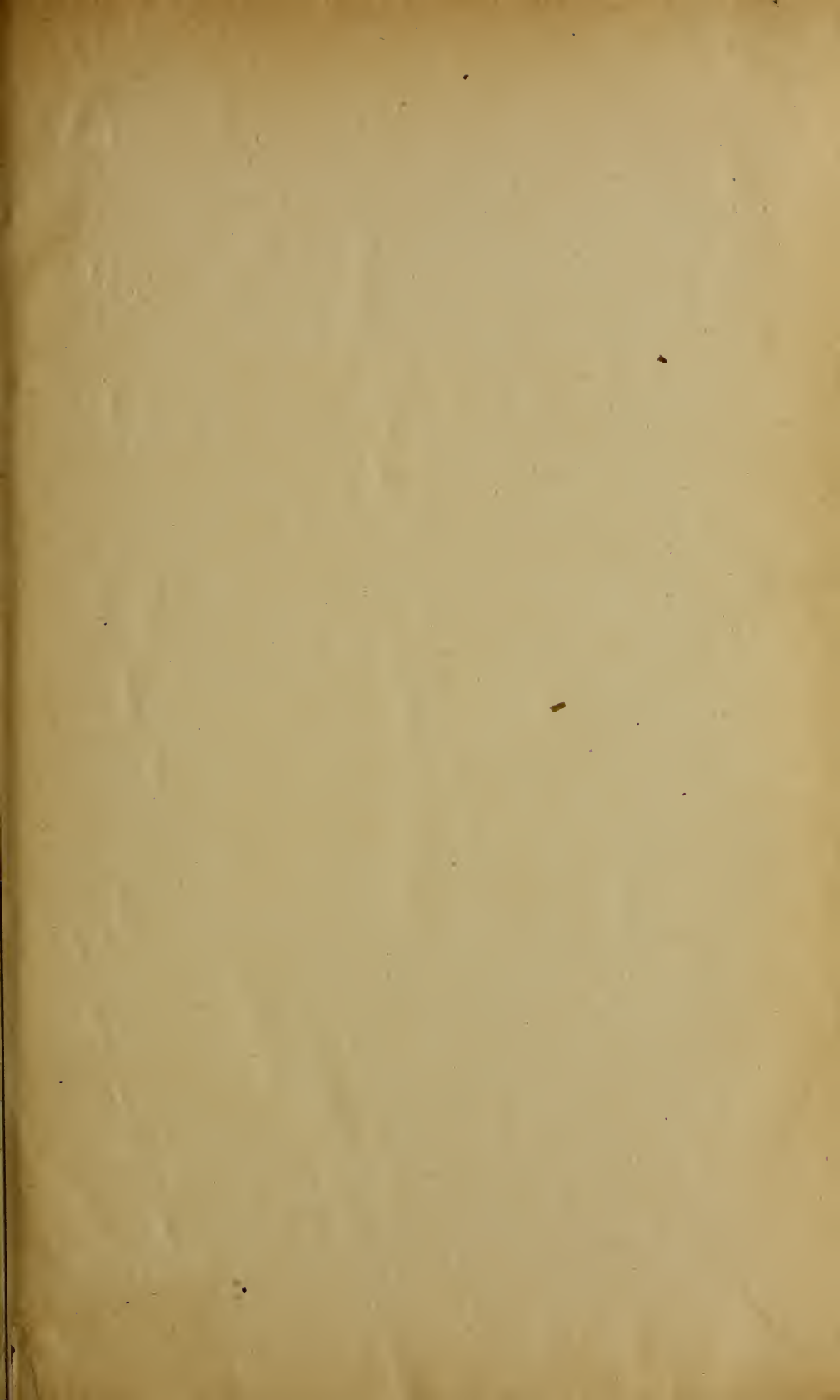


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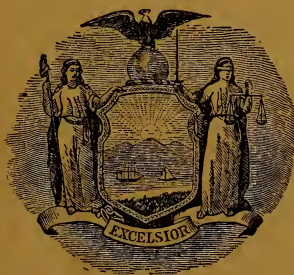
STATE OF NEW YORK,

AT THEIR

ONE HUNDRED AND THIRTEENTH SESSION,

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY, ON THE
SEVENTH DAY OF JANUARY, 1890.

VOLUME II.



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in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, A.	Menninger	Saunders
Acker	Currier	Johnson, H.C.	Miller	Schaaff
Adams	Curtis	Johnson, I. S.	Mitchell	Shields
Bennett	Davis	Jones	Mott	Sohmer
Blanchfield	Decker	Kelly	Nixon	Stevens, J. H.
Blumenthal	Deyo	Kerrigan	O'Connor, J.J.	Stevens, W. C.
Boyce	Dickinson	King	O'Connor, J.K.	Stewart
Brady	Endres	Kurth	O'Hare	Stranahan
Burns, J. I.	Fish	Lane, H. J.	Page	Sullivan
Burns, W. B.	Gretsinger	Lane, O. F.	Pealer	Towne
Byrne	Groat	Larmon	Peck	Van Vranken
Christie	Guibord	Lewis, B. B.	Piereson	Webster
Clarke	Haffner	Lewis, R. J.	Rice	White
Connelly	Henderson	L'Hommedieu	Riley	Willis
Cooney	Hoag	Martin	Sage	Wissig
Cornell	Huson	McTernan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend and revise title 4 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same'" (No. 1126), reported the same with the recommendation that it be amended as follows:

Section 2, line 41, strike out the first "and" and after the word "assess" insert the words "and report."

Same section, line 42, after the word "determine" insert the words "and report."

Same section, line 46, strike out the word "execute" and insert the word "discharge."

Same section, line 47, strike out the words "according to their ability."

Same section, line 65, strike out the word "return" and insert the word "report."

Section 2, line 68, strike out the word "returned" and insert the word "reported."

Same section, line 72, strike out the word "are" and insert the word "is."

Same section, line 73, strike out the word "returned" and insert the word "reported."

Same section, line 83, strike out the word "returning" and insert the word "reporting."

Same section, line 84, strike out the word "returning" and insert the word "reporting."

Section 7, line 184, strike out the word "imprisonment" and insert the word "improvement."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 4 of title 11, relating to police and excise, of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' and the several acts amendatory thereof" (No. 221), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "relating to police and excise."

Same section, line 5, after the word "chapter" insert the words "one hundred and fifty-eight."

Same section, line 6, after the word "eighty-nine" insert the words "relating to police and excise."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize the common council of the city of Kingston to borrow money to supply deficiency in its general fund" (No. 1131), reported the same with the recommendation that it be amended as follows:

Section 1, line 5, after the word "rate" insert the word "of."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 143 of the Laws of 1889, entitled 'An act to amend chapter 519 of the Laws of 1887, entitled 'An act to provide public school-houses in Long Island City'" (No. 1132), reported the same with the recommendation that it be amended as follows:

Section 1, line 4, after the word "hereby" insert the word "further."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act conferring additional powers upon villages,' being chapter 504 of the Laws of 1887" (No. 1135), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "the act" and insert the words "chapter 504 of the Laws of 1887."

Same section, lines 2 and 3, strike out all between the word "villages" and the word "is."

Amend the title by striking out after the word "amend" the words "an act," and insert the words "chapter 504 of the Laws of 1887," and strike out all after the word "villages."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 12 of title 8 of chapter 330 of the Laws of 1888, entitled 'An act further to amend chapter 277 of the Laws of 1868, entitled An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of Baldwinsville, Onondaga county, and to revise and amend the charter of said village" (No. 846), reported the same, with the recommendation that it be amended as follows:

Section 1, line 8, after the word "hereby" insert the word "further."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany'" (No. 1133), reported the same with the recommendation that it be amended as follows:

Section 1, line 9, strike out the word "streets" and insert the word "street."

Same section, lines 10 and 11, strike out all between the word "act" and the word "together."

Same section, lines 14 and 15, strike out all between the word "and" and the word "whenever," and insert the word "legalized," and in line 15, after the word "bonds" insert the words "the amount of which is to be repaid by an assessment upon property benefited."

Mr. Speaker put the question whether the house would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend the charter of the village of Saratoga Springs and to organize and establish a street department for the said village, and to define its powers and duties" (No. 1045), reported the same with the recommendation that it be amended as follows:

Section 5, lines 33 and 34, strike out all after the word "of."

Section 10, lines 26 and 27, strike out all between the word "of," first occurring, and the word "chapter," second occurring.

Section 13, line 18, strike out all between the words "all" and "plans" and insert the word "necessary."

Same section, lines 35 and 36, strike out all between the word "of," first occurring, and the word "chapter."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act further to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' and the several acts additional thereto and amendatory thereof." (No. 1124.)

"An act to authorize the purchase of a site and the erection thereon of a public building, and creating a board of trustees of public buildings, in and for the village of Little Falls." (No. 1125.)

"An act to create a board of commissioners to be known as commissioners of the county farm of the county of Kings, and define their powers and duties." (No. 1096.)

"An act conferring authority upon the department of public parks in the city of New York, relative to certain ancient vaults and burial plots situate in Van Cortlandt park, in said city, and in Pelham Bay park, in the county of Westchester." (No. 839.)

"An act to provide better facilities for public travel and traffic at and across Metropolitan Avenue bridge, in the city of Brooklyn." (No. 811.)

"An act to provide for the annexation of the island known as Hart's island, in the county of Westchester, to the city and county of New York, and for confirming the title to such island in the city and county of New York." (No. 831.)

"An act to authorize the commissioner of city works of the city of Brooklyn to increase the office accommodation of the department of collection of said city in the municipal building, and to provide for the payment therefor." (No. 998.)

"An act making an appropriation for public and legislative printing for the State." (No. 1134.)

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to annual estimates of appropriations for certain institutions." (No. 1080.)

"An act to amend chapter 468, of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn.'" (No. 1129.)

"An act to amend chapter 459 of the Laws of 1889, entitled 'An act to authorize the establishment of an electrical plant for the purpose of lighting the city of Jamestown, N. Y., with electric light, and to empower the common council of said city to raise the necessary funds therefor.'" (No. 1130.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof.'" (No. 1108.)

"An act to amend section 1 of chapter 588 of the Laws of 1867, entitled 'An act to make the village of Springfield Centre, in the county of Otsego, a separate road district.'" (No. 768.)

"An act to amend sections 10 and 13 of chapter 558, of the Laws of 1887, entitled 'An act authorizing the trustees of the village of Greenbush to provide for the building of sewers in the public streets of the village of Greenbush.'" (No. 1061.)

Ordered, That said bills be engrossed for a third reading.

Mr. R. P. Bush moved to take from the table the bill entitled "An act to amend sections 59 and 60 of title 1 of chapter 20 of part 1 of the Revised Statutes, entitled 'Of relief and support of indigent persons.'" (No. 286.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a third reading,

On motion of Mr. R. P. Bush, and by unanimous consent, the same was amended as follows:

Section 1, line 3, change the word "entered" to the word "enticed."

Add as section 3 the following:

"§ 3. Nothing in this act contained shall effect any action or proceeding now pending."

Change "§ 3" to "§ 4."

Said bill as amended was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Hitt	Miller	Selleck
Acker	Currier	Huson	Monaghan	Sheehan
Adams	Curtis	Johnson, A.	Mullaney	Sheffer
Barton	Davis	Johnson, H.C.	Nixon	Stevens, J. H.
Bennett	Deyo	Johnson, I. S.	O'Connor, J. J.	Stevens, W. C.
Blanchfield	Dickinson	Jones	O'Connor, J. K.	Stewart
Blumenthal	Duffy	Kelly	O'Hare	Stranahan
Boyce	Endres	Kerrigan	Page	Sullivan
Bradford	Fish	King	Pealer	Tompkins
Bridges	Fitts	Lane, H. J.	Pearsall	Towne
Burns, W. B.	Gibbs	Lane, O. F.	Peck	Townsend
Bush, R. P.	Greene	L'Hommedieu	Rhodes	Van Vranken
Byrne	Gretsinger	Martin	Riley	Webster
Byrnes	Guibord	Mase	Sage	Willis
Clarke	Haffner	McTernan	Saunders	Wissig
Coons	Henderson	Menninger	Schaaff	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Towne moved to take from the table the bill (No. 628) entitled "An act to provide for the assessment and collection of taxes on separate estates in the same land."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 6}

Those who voted in the affirmative, were

Abbey	Clarke	Haffner	Lewis, B. B.	Schaaff
Acker	Connelly	Harwood	Martin	Sheehan
Adams	Cooney	Henderson	McTernan	Stein
Andrus	Cornell	Hitt	Menninger	Stevens, J. H.
Bennett	Courtney	Hoag	Miller	Stevens, W. C.
Blanchfield	Currier	Huson	Nixon	Stewart
Boyce	Davis	Johnson, A.	O'Connor, J. K.	Stranahan
Bradford	Decker	Johnson, H. C.	O'Hare	Sullivan
Brady	Deyo	Johnson, I. S.	Pealer	Tompkins
Bridges	Dickinson	Johnson, R. S.	Peck	Towne
Burns, J. I.	Duffy	Kerrigan	Rhodes	Treadway
Burns, W. B.	Endres	Kurth	Rice	Webster
Bush, R. P.	Fish	Lane, H. J.	Riley	White
Byrne	Gretsingher	Lane, O. F.	Sage	Willis
Byrnes	Guenther	Larmon		

Those who voted in the negative, were

Blumenthal	King	Lewis, R. J.	Pierson	Shields
Dinkelspiel				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' with regard to filing annual and quarterly reports." (No. 698.)

"An act to amend chapter 214 of the Laws of 1888, entitled 'An act to revise the charter of the city of Binghamton.'" (No. 568.)

"An act to authorize the board of supervisors of the county of Otsego to borrow \$40,000 for the purpose of paying debts contracted for deficiencies in appropriations, and to issue bonds therefor." (No. 207.)

"An act to establish the compensation of the county judge, and of the surrogate of the county of Queens." (No. 500.)

"An act providing for the erection of a State armory in the village of Malone, Franklin county, and making an appropriation therefor." (No. 30.)

"An act imposing a tax for the annual contribution to the sinking fund for the payment of the principal and interest of the canal debt for the fiscal year beginning on the 1st day of October, 1890." (No. 393.)

"An act to amend the commissioners' map of the city of Brooklyn." (No. 689.)

"An act fixing the rate of fare to be charged by the Kinderhook and Hudson Railway Company." (No. 292.)

"An act to amend chapter 9 of the Laws of 1887, entitled 'An act to enable the trustees of the sinking fund of the city of Albany to take up bonds issued for street improvements.'" (No. 460.)

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to vaults under the streets and sidewalks." (No. 298.)

"An act to amend chapter 557 of the Laws of 1887, entitled "An act to authorize the park commissioners of the city of Buffalo to select and locate such ground as may be deemed desirable for park purposes in the Thirteenth ward of said city, and in the town of West Seneca, Erie county." (No. 897.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act in regard to the professional instruction of common school teachers in academies and union schools" (Rec. No. 74) with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The privileges of the floor were extended to Hon. Thomas F. Farrell.

On motion of Mr. J. K. O'Connor, the House adjourned.

WEDNESDAY, APRIL 9, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Sherman R. Williams.

On motion of Mr. Stewart, the journal of yesterday was approved without being read.

The Senate sent for concurrence the following entitled bills:

"An act to adjust and confirm a fair and equitable assessment of the expense of constructing sewers in Tenth avenue, between Kingsbridge road and One Hundred and Seventy-third street, in the city of New York" (Rec. No. 196), which was read the first time and referred to the committee on affairs of cities.

"An act to abolish the office of State Agent for Discharged Convicts" (Rec. No. 197), which was read the first time and referred to the committee on State prisons.

"An act to repeal chapter 84 of the Laws of 1873, entitled 'An act in relation to the village of Brockport'" (Rec. No. 198), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 305 of the Laws of 1876, entitled 'An act for the preservation of the public peace, the protection of private property and the maintenance of law and good order in the towns of New Utrecht and Gravesend, in Kings county'" (Rec. No. 199), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the Board of Claims to hear, audit and determine the claims of John E. Dunham and George E. Dunham against the State for damages to their property caused by the State, and for losses sustained and growing out of the management of the Erie

canal, and to make an award therefor" (Rec. No. 200), which was read the first time and referred to the committee on claims.

Mr. Dempsey asked unanimous consent that said bill be substituted for Assembly bill No. 993, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Courtney	Harwood	Lewis, B. B.	Shields
Andrus	Davis	Henderson	McTernan	Stevens, N.
Ballantine	Decker	Hoag	Nixon	Stevens, W. C.
Barton	Dempsey	Huson	O'Connor, J. J.	Stewart
Bennett	de Peyster	Johnson, A.	O'Connor, J. K.	Stranahan
Blumenthal	Deyo	Johnson, H. C.	Peck	Tompkins
Boyce	Dinkelspiel	Johnson, I. S.	Rhodes	Treadway
Brady	Endres	Johnson, R. S.	Rice	Van Vranken
Burns, J. I.	Fish	Kerrigan	Riley	Webster
Bush, G. H.	Fitts	Kill	Sage	Weed
Bush, R. P.	Gibbs	Kimball	Saunders	White
Byrne	Gretsinger	Kurth	Schaaff	Willis
Christie	Guibord	Lane, H. J.	Sheffer	Wissig
Cooney	Haffner			

Unanimous consent having been granted, the substitution was made.

"An act to amend chapter 155 of the Laws of 1886, entitled 'An act for the care and support of the poor in the county of Fulton'" (Rec. No. 201), which was read the first time and referred to the committee on internal affairs.

"An act to provide better facilities for public travel and traffic at and across Metropolitan avenue bridge in the city of Brooklyn." (Rec. No. 202.)

Mr. Blanchfield asked unanimous consent that said bill be substituted for Assembly bill No. 811, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Davis	Henderson	L'Hommedieu	Sohmer
Acker	Decker	Hoag	McBride	Stevens, J. H.
Andrus	Dempsey	Huson	McTernan	Stevens, N.
Ballantine	Deyo	Johnson, I. S.	Miller	Stevens, W. C.
Blanchfield	Duffy	Johnson, R. S.	Mitchell	Stewart
Bradford	Everett	Jones	Mott	Thompson
Burns, J. I.	Fish	Kill	Mullaney	Tompkins
Bush, R. P.	Fitts	Kimball	Rhodes	Towne
Connelly	Greene	Kurth	Saunders	Townsend
Cooney	Gretsinger	Lane, H. J.	Sawmiller	Webster
Coons	Guenther	Lane, O. F.	Schaaff	Weed
Cornell	Guibord	Larmon	Sheehan	White
Currier	Harwood	Lewis, B. B.	Sheffer	Wissig
Curtis				

Unanimous consent having been granted, the substitution was made.

"An act to amend sections 10 and 13 of chapter 558, of the Laws of 1887, entitled 'An act authorizing the trustees of the village of Greenbush to provide for the building of sewers in the public streets of the village of Greenbush'" (Rec. No. 203), which was read the first time and referred to the committee on affairs of villages.

"An act supplemental to chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto" (Rec. No. 204), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code'" (Rec. No. 205), which was read the first time and referred to the committee on military affairs.

"An act relating to the employment of Edwin H. Risley to perform certain services and authorizing the Board of Claims to hear, audit and determine the claims of the said Edwin H. Risley, against the State for legal services and expenses under said employment" (Rec. No. 206), which was read the first time and referred to the committee on claims.

Mr. R. S. Johnson asked unanimous consent to substitute said bill for Assembly bill, No. 1076, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrne	Johnson, R.S.	O'Connor, J.K.	Stevens, J. H.
Acker	Christie	Jones	O'Hare	Stevens, N.
Adams	Courtney	King	Pealer	Stevens, W. C.
Ballantine	Currier	Kurth	Pearsall	Stewart
Bennett	Davis	Lane, H. J.	Peck	Stranahan
Blanchfield	Decker	Lane, O. F.	Rhodes	Tompkins
Blumenthal	Dempsey	Larmon	Sage	Towne
Boyce	Deyo	Lewis, B. B.	Saunders	Townsend
Bradford	Fitts	L'Hommedieu	Sawmiller	Webster
Brady	Gibbs	McTernan	Schaaff	Weed
Bridges	Greene	Miller	Selleck	White
Burns, J. I.	Huson	Nixon	Sheehan	Willis
Burns, W. B.	Johnson, H.C.	Nolan	Sheffer	Wissig
Bush, G. H.	Johnson, I. S.			

Unanimous consent having been granted, the substitution was made.

"An act to further amend chapter 653 of the Laws of 1886, entitled 'An act to revise and amend chapter 379 of the Laws of 1879, entitled An act prescribing the officers and employes that may be elected, appointed or employed by the Senate and Assembly, fixing

the salary and compensation thereof, and regulating the proceedings of investigating committees, and providing for the payment of the expenses thereof" (Rec. 207), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 38 of the Laws of 1875, entitled 'An act to amend section 1 of chapter 261 of the Laws of 1874, entitled An act to enable resident aliens to hold and convey real estate, and for other purposes, passed April 30, 1845; passed April 27, 1874.'" (Rec. No. 208.)

A message from the Senate requesting the return of this bill was received and request granted, and said bill returned before the same had been announced.

"An act to amend section 663 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, as amended by chapter 84 of the Laws of 1887, in relation to the powers, duties and health fund of the board of health, and of the health department of the city of New York, and for the preservation of the public health'" (Rec. No. 209), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State'" (Rec. No. 210), which was read the first time and referred to the committee on insurance.

"An act to amend chapter 124 of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company'" (Rec. No. 211), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies'" (Rec. No. 212), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 238 of the Laws of 1889, entitled 'An act to create a commission to pave certain streets in the village of West Troy'" (Rec. No. 213), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 79 of the Laws of 1801, as re-enacted by chapter 60 of the revised law enacted in 1813, and commonly known as chapter 60 of the Laws of 1813, entitled 'An act to provide for the incorporation of religious societies'" (R. c. No. 214), which was read the first time and referred to the committee on charitable and religious societies.

"An act to close a certain part of North Henry street, in the city of Brooklyn, and to strike the same from the commissioners' map" (Rec. No. 215), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 230 of the Code of Civil Procedure, relating to the place of holding court" (Rec. No. 216), which was read the first time and referred to the committee on codes.

"An act to authorize the village of Edgewater to create a debt for the purpose of paying for the construction of a drain and sluice along St. Mary's avenue, New York avenue and Maple avenue in

said village to tide water" (Rec. No. 217), which was read the first time and referred to the committee on affairs of villages.

"An act to extend, to lay out and open and to improve the eastern parkway of the city of Brooklyn" (Rec. No. 218), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 365 of the Laws of 1889, entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn'" (Rec. No. 219), which was read the first time and referred to the committee on affairs of cities.

"An act to confer on committing magistrates power to intrust commitments issued by them to suitable persons for execution" (Rec. No. 220), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 2577 of the Code of Civil Procedure, relating to appeals in surrogates' courts" (Rec. No. 221), which was read the first time and referred to the committee on codes.

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880, and as amended by chapter 269 of Laws of 1884" (Rec. No. 222), which was read the first time and referred to the committee on forestry and game.

"An act to amend chapter 259 of the Laws of 1867, entitled 'An act to incorporate the village of College Point, in Queens county,' and the acts amendatory thereof" (Rec. No. 223), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 609 of the Laws of 1887, entitled 'An act to provide and establish a permanent system of sewerage and drainage in the village of White Plains, and in relation to the construction of said system'" (Rec. No. 224), which was read the first time and referred to the committee on affairs of villages.

"An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates" (Rec. No. 225), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, as amended by chapter 14 of the Laws of 1880'" (Rec. No. 226), which was read the first time and referred to the committee on affairs of cities.

"An act to release to Catharine McCabe all the right, title and interest of the people of the State of New York in and to certain lands situate in the city of New York and county of New York, of which Matthew Leary died seized" (Rec. No. 227), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 397 of the Laws of 1889, entitled 'An act to regulate the duties of health officers or other officials in the seizure or destruction of milk'" (Rec. No. 228), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 544 of the Laws of 1887, entitled 'An

act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village, and to confirm and extend the powers of the corporation of said village” (Rec. No. 229), which was read the first time and referred to the committee on affairs of villages.

“An act to enable and authorize a woman heretofore divorced from her husband to convey and release her inchoate right of dower in lands to which her husband has title or may hereafter acquire title” (Rec. No. 230), which was read the first time and referred to the committee on the judiciary.

“An act to amend chapter 534 of the Laws of 1879, entitled ‘An act for the preservation of moose, wild deer, birds, fish and other game,’ as amended by chapter 501 of the Laws of 1888” (Rec. No. 231), which was read the first time and referred to the committee on fisheries and game.

The Senate returned the bill entitled “An act to amend chapter 512 of the Laws of 1880, entitled ‘An act to amend chapter 482 of the Laws of 1875, entitled An act to confer on boards of supervisors further powers of local legislation and administration and to regulate the compensation of supervisors’” (No. 417), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, engrossed bill, lines 1 and 2, strike out the words “512 of the Laws of 1880, entitled ‘An act to amend chapter.”

Same section, line 7, after the word “supervisors” insert the words “as added thereto by chapter 512 of the Laws of 1880, and as amended by chapter 439 of the Laws of 1885.”

Amend the title so as to read as follows:

“An act to amend chapter 482 of the Laws of 1875, entitled ‘An act to confer on boards of supervisors further powers of local legislation and administration, and to regulate the compensation of supervisors.’”

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Deyo	Kill	O'Connor, J. K.	Stein
Acker	Dinkelspiel	Kimball	O'Hare	Stevens, J. H.
Andrus	Duffy	King	Pealer	Stevens, N.
Ballantine	Endres	Kurth	Pearsall	Stevens, W. C.
Barton	Everett	Lane, H. J.	Peck	Stranahan
Blumenthal	Fish	Larmon	Rhodes	Thompson
Boyce	Fitts	Lewis, B. B.	Rice	Tompkins

Bradford	Groat	Lewis, R. J.	Riley	Towne
Brady	Guenther	L'Hommedieu	Sage	Townsend
Bridges	Guibord	Martin	Saunders	Treadway
Burns, W. B.	Huson	McTernan	Sawmiller	Van Vranken
Bush, R. P.	Johnson, H.C.	Menninger	Schaaff	Webster
Byrne	Johnson, I. S.	Miller	Selleck	White
Courtney	Johnson, R.S.	Mitchell	Shields	Willis
Decker	Jones	Monaghan	Sohmer	Wissig
Dempsey	Kerrigan	O'Connor, J.J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

By unanimous consent,

Mr. H. J. Lane introduced a bill entitled "An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown'" (Int. No. 1128), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Boyce introduced a bill entitled "An act for the relief of certain persons, creditors of the village of Saratoga Springs" (Int. No. 1129), which was read the first time and referred to the committee on the judiciary.

Mr. I. S. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 759, entitled "An act to revise and amend the charter of the village of Attica, in the county of Wyoming," be referred to the committee on affairs of villages, retaining its place on the order of second reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 990) entitled "An act to amend chapter 204 of the Laws of 1864, entitled 'An act to amend and consolidate the several acts relating to the village of Lansingburgh, and acts amendatory thereof,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Haffner	Miller	Stevens, J. H.
Acker	Curtis	Harwood	Mitchell	Stevens, N.
Adams	Davis	Henderson	Monaghan	Stevens, W. C.
Andrus	Decker	Huson	Mott	Stewart
Ballantine	Dempsey	Johnson, R.S.	O'Connor, J.J.	Stranahan
Bennett	de Peyster	Jones	O'Connor, J.K.	Thompson
Blanchfield	Deyo	Kerrigan	O'Hare	Tompkins
Blumenthal	Dickinson	Kill	Page	Towne

Boyce	Dinkelspiel	Kimball	Pealer	Townsend
Bradford	Duffy	Lane, H. J.	Pearsall	Treadway
Brady	Endres	Lane, O. F.	Peck	Van Vranken
Bridges	Everett	Larmon	Rhodes	Webster
Burns, W. B.	Fish	Lewis, B. B.	Sage	Weed
Bush, R. P.	Fitts	Lewis, R. J.	Saunders	White
Byrne	Groat	L'Hommedieu	Sawmiller	Willis
Byrnes	Guenther	Menninger	Shields	Wissig
Cooney	Guibord			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Blumenthal in the chair.

The bill (No. 1027) entitled "An act to amend sections 130, 349, 685 and 896 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the removal of the reservoir situated in the city of New York, between Fortieth and Forty-second streets, and the laying out of a public park," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	Martin	Shields
Acker	Courtney	Henderson	McBride	Sohmer
Adams	Currier	Hoag	Menninger	Stevens, N.
Ballantine	Davis	Huson	Miller	Stewart
Bennett	Decker	Johnson, A.	Mitchell	Stranahan
Blanchfield	Deyo	Johnson, H.C.	Nixon	Sullivan
Boyce	Dinkelspiel	Johnson, I. S.	Pearsall	Thompson
Bradford	Duffy	Johnson, R.S.	Peck	Tompkins
Bridges	Fish	Jones	Rhodes	Towne
Bush, R. P.	Fitts	Kerrigan	Rice	Townsend
Byrne	Gibbs	Kelly	Sage	Treadway
Byrnes	Groat	Kimball	Saunders	Van Vranken
Christie	Guenther	Lane, H. J.	Sawmiller	Webster
Connelly	Guibord	Larmon	Selleck	Weed
Cooney	Haffner	Lewis, B. B.	Sheffer	Willis

Those who voted in the negative, were

Blumenthal Brady Greene O'Connor, J.K. O'Hare

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Larmon presented a petition from the New York State Farmers' League in favor of the passage of Assembly bill No. 1122, entitled "An act to amend the Revised Statutes relative to property

exempt from taxation, and to provide for the just and equitable assessment and taxation of property," which was read by unanimous consent, and referred to the committee on taxation and retrenchment.

The bill (No. 874) entitled "An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' as amended by chapter 62 of the Laws of 1873, and by chapter 146 of the Laws of 1877, and by chapter 52 of the Laws of 1884, and by chapter 184 of the Laws of 1888, and by chapter 97 of the Laws of 1889," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Gretsinger	McTernan	Stevens, J. H.
Acker	Connel	Guibord	Menninger	Stevens, N.
Adams	Cooney	Haffner	Miller	Stevens, W. C.
Ballantine	Cornell	Huson	O'Connor, J. K.	Stewart
Barton	Courtney	Johnson, A.	O'Hare	Stranahan
Bennett	Davis	Johnson, H. C.	Pealer	Thompson
Blanchfield	Decker	Johnson, I. S.	Pearsall	Tompkins
Blumenthal	Dempsey	Johnson, R. S.	Peck	Towne
Boyce	Deyo	Jones	Rice	Townsend
Bradford	Dinkelspiel	Kimball	Riley	Treadway
Brady	Duffy	Lane, H. J.	Sage	Van Vranken
Bridges	Endres	Lane, O. F.	Saunders	Webster
Burns, J. I.	Everett	Larmon	Sawmiller	Weed
Burns, W. B.	Fish	Lewis, B. B.	Schaaff	White
Bush, R. P.	Fitts	Lewis, R. J.	Sheffer	Wissig
Byrne	Gillice	L'Hommedieu	Shields	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 986) entitled "An act to provide for the monthly payment of the salaries or compensation of certain officers, clerks and employes of the city of Troy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	Lewis, B. B.	Peck
Acker	Cooney	Haffner	Lewis, R. J.	Rhodes
Adams	Coons	Henderson	L'Hommedieu	Riley

Ballantine	Cornell	Huson	Martin	Sage
Barton	Courtney	Johnson, A.	McTernan	Schaaß
Bennett	Decker	Johnson, H.C.	Menninger	Selleck
Blanchfield	Dempsey	Johnson, I.S.	Miller	Sheffer
Blumenthal	Deyo	Johnson, R.S.	Mitchell	Stein
Boyce	Dinkelspiel	Jones	Nolan	Stewart
Bradford	Endres	Kill	O'Connor, J.J.	Stranahan
Brady	Everett	Kimball	O'Connor, J.K.	Thompson
Bridges	Fitts	King	O'Hare	Tompkins
Burns, J. I.	Gillice	Kurth	Page	Towne
Burns, W. B.	Greene	Lane, H. J.	Pealer	Weed
Bush, R. P.	Gretsinger	Lane, O. F.	Pearsall	Wissig
Christie	Groat	Larmon		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 223) entitled "An act to amend section 280 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to resisting and personating policemen, and the powers and duties of the board of police" (Rec. No. 113), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	Kelly	Pealer
Adams	Cooney	Gibbs	King	Pearsall
Andrus	Coons	Gillice	Kurth	Rhodes
Ballantine	Cornell	Greene	Lane, O. F.	Rice
Barton	Courtney	Gretsinger	Lewis, B. B.	Sage
Bennett	Currier	Guenther	Lewis, R. J.	Saunders
Blanchfield	Curtis	Guibord	L'Hommedieu	Schaaß
Blumenthal	Davis	Haffner	Menninger	Selleck
Boyce	Decker	Harwood	Miller	Sheffer
Bradford	Dempsey	Henderson	Mitchell	Shields
Brady	Deyo	Huson	Monaghan	Thompson
Bridges	Dinkelspiel	Johnson, A.	Mott	Tompkins
Burns, J. I.	Duffy	Johnson, H.C.	Nixon	Weed
Byrne	Endres	Johnson, I. S.	O'Connor, J.K.	Willis
Byrnes	Everett	Jones	Page	Wissig
Christie	Fish			

For the negative,
Mullaney

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 987) entitled "An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs and the several acts amendatory thereof,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Gibbs	Lewis, R. J.	Riley
Adams	Connelly	Gillice	Loder	Sage
Andrus	Cooney	Guibord	Martin	Sawmiller
Barton	Cornell	Henderson	McTernan	Schaaff
Bennett	Courtney	Huson	Menninger	Selleck
Blanchfield	Currier	Johnson, A.	Miller	Shields
Blumenthal	Davis	Johnson, H.C.	Mitchell	Stewart
Boyce	Decker	Johnson, I. S.	Monaghan	Stranahan
Bradford	Dempsey	Johnson, R.S.	Nixon	Sullivan
Brady	Deyo	Jones	Nolan	Thompson
Bridges	Dinkelspiel	King	O'Connor, J.K.	Towne
Burns, J. I.	Duffy	Kurth	Page	Treadway
Burns, W. B.	Endres	Lane, H. J.	Pealer	Van Vranken
Bush, R. P.	Everett	Lane, O. F.	Pearsall	Webster
Byrne	Fish	Larmon	Pierson	Weed
Byrnes	Fitts	Lewis, B. B.	Rhodes	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 992) entitled "An act to amend chapter 68 of the Laws of 1880, entitled 'An act to authorize the sale of lands in the town and village of Saratoga Springs, for unpaid State, county and municipal taxes, including water rates and special assessments,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	Martin	Schaaff
Adams	Cooney	Haffner	McTernan	Selleck
Andrus	Currier	Henderson	Miller	Sheffer
Ballantine	Curtis	Huson	Mitchell	Stevens, J. H.
Barton	Davis	Johnson, A.	Monaghan	Stevens, N.
Bennett	Decker	Johnson, H.C.	Nixon	Stewart
Blanchfield	Dempsey	Johnson, I. S.	Nolan	Stranahan

Blumenthal	Deyo	Johnson, R.S.	O'Connor, J.J.	Thompson
Boyce	Dinkelspiel	Jones	O'Connor, J.K.	Towne
Bradford	Endres	King	O'Hare	Van Vranken
Brady	Everett	Kurth	Pealer	Webster
Bridges	Fish	Lane, H. J.	Pearsall	Weed
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	White
Byrne	Gillice	Lewis, B. B.	Riley	Willis
Byrnes	Greene	Lewis, R. J.	Sawmiller	Wissig
Christie	Gretsinger	L'Hommedieu		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate bill (No. 192) entitled "An act to provide for the appointment of additional notaries public" (Rec. No. 92), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Christie	Groat	Lewis, R. J.	Schaaff
Adams	Cooney	Guibord	L'Hommedieu	Sheffer
Ballantine	Coons	Haffner	McBride	Sohmer
Bennett	Courtney	Harwood	McKnight	Stevens, J. H.
Blanchfield	Currier	Henderson	Menninger	Stevens, N.
Blumenthal	Curtis	Huson	Mitchell	Stevens, W. C.
Boyce	Davis	Johnson, H.C.	Monaghan	Stewart
Bradford	Decker	Jones	Nixon	Thompson
Brady	Dempsey	Kelly	Nolan	Tompkins
Bridges	Deyo	Kerrigan	O'Connor, J.J.	Towne
Burns, J. I.	Duffy	Kill	O'Hare	Treadway
Burns, W. B.	Everett	Kurth	Page	Webster
Bush, G. H.	Fitts	Lane, H. J.	Pealer	Weed
Bush, R. P.	Gillice	Lane, O. F.	Peck	White
Byrne	Greene	Larmon	Rice	Willis
Byrnes	Gretsinger	Lewis, B. B.	Sage	Wissig

Those who voted in the negative, were

Acker McTernan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 392) entitled "An act making an appropriation for the payment of the interest on the canal debt for the fiscal year beginning on the first day of October, 1890," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gillice	Lane, O. F.	Sage
Acker	Cooney	Groat	Larmon	Schaaff
Adams	Cornell	Guibord	Lewis, B. B.	Selleck
Andrus	Courtney	Haffner	Lewis, R. J.	Sheehan
Ballantine	Currier	Harwood	L'Hommedieu	Sheffer
Barton	Curtis	Henderson	Martin	Stein
Bennett	Davis	Hoag	McBride	Stevens, J. H.
Blanchfield	Decker	Huson	McKnight	Stevens, N.
Blumenthal	Dempsey	Johnson, A.	McTernan	Stevens, W. C.
Boyce	Deyo	Johnson, H. C.	Miller	Stewart
Bradford	Dickinson	Johnson, I. S.	Mitchell	Stranahan
Brady	Dinkelspiel	Jones	Monaghan	Thompson
Burns, J. I.	Endres	Kelly	Mott	Tompkins
Bush, G. H.	Everett	Kill	Nolan	Townsend
Bush, R. P.	Fish	King	Page	Webster
Byrne	Fitts	Kurth	Pealer	Weed
Byrnes	Gibbs	Lane, H. J.	Peck	White

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 205) entitled "An act to authorize the board of supervisors of Kings county to borrow money to be expended to meet a deficiency in the supply account of the board of commissioners of charities and corrections of the county of Kings" (Rec. No. 62), was read the third time.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Byrnes	Greene	Lewis, R. J.	Sage
Acker	Christie	Gretsinger	L'Hommedieu	Saunders
Adams	Connelly	Groat	Martin	Sawmiller
Ballantine	Cooney	Guenther	McBride	Sheehan
Barton	Coons	Guibord	McTernan	Sheffer
Bennett	Cornell	Haffner	Menninger	Stein
Blanchfield	Courtney	Harwood	Monaghan	Stevens, J. H.
Blumenthal	Curtis	Henderson	Nixon	Stevens, N.
Boyce	Davis	Huson	O'Connor, J. J.	Stevens, W. C.
Bradford	Decker	Johnson, A.	O'Connor, J. K.	Stranahan
Bridges	Dempsey	Johnson, H. C.	Page	Sulzer
Burns, J. I.	Dickinson	Johnson, I. S.	Pealer	Thompson
Burns, W. B.	Dinkelspiel	Jones	Pearsall	Treadway
Bush, G. H.	Endres	Kelly	Peck	Webster
Bush, R. P.	Everett	King	Rhodes	Willis
Byrne	Gillice	Lane, O. F.	Riley	Wissig

For the negative,
Kurth

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 289) entitled "An act to authorize the Superintendent of Public Works to deepen and enlarge the sewer in the village of Medina, known as the West Street sewer, under the Erie canal in the village of Medina, and to enlarge and extend the same from the north side of said canal to the Oak Orchard creek, and making an appropriation therefor" (Rec. No. 120), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 69}
{NOES 11}

Those who voted in the affirmative, were

Andrus	Dickinson	Kerrigan	O'Hare	Stevens, J. H.
Boyce	Endres	Kill	Page	Stevens, N.
Brady	Gibbs	Kurth	Peck	Stevens, W. C.
Burns, J. I.	Gillice	L'Hommedieu	Pierson	Stewart
Byrne	Greene	Martin	Rice	Stranahan
Byrnes	Gretsinger	McBride	Riley	Sullivan
Christie	Guenther	McKnight	Saunders	Thompson
Connolly	Henderson	McTernan	Sawmiller	Towne
Cooney	Hitt	Menninger	Schaaff	Townsend
Coons	Johnson, A.	Monaghan	Sheehan	Van Vranken
Cornell	Johnson, H.C.	Mott	Sheffer	White
Courtney	Johnson, R. S.	Nixon	Shields	Willis
Currier	Jones	Nolan	Sohmer	Wissig
Dempsey	Kelly	O'Connor, J. K.	Stein	

Those who voted in the negative, were

Acker	Bridges	Everett	Groat	Pearsall
Ballantine	Deyo	Fish	Mitchell	Selleck
Blumenthal				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 247) entitled "An act to amend chapter 100 of the Laws of 1889, entitled 'An act to provide for the construction of a lift or hoist bridge over the Erie canal from Caledonia avenue to West Main street, in the city of Rochester, and making an appropriation therefor'" (Rec. No. 110), having been announced for a third reading,

Mr. Bridges moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 68}
{NOES 20}

Those who voted in the affirmative, were

Abbey	Cornell	Hitt	Mott	Schaaff
Acker	Courtney	Johnson, A.	Mullaney	Sheehan
Andrus	Currier	Johnson, H. C.	Nixon	Sheffer
Blanchfield	Curtis	Johnson, R. S.	Nolan	Shields
Boyce	Dempsey	Kelly	O'Connor, J. J.	Sohmer
Brady	Dinkelspiel	Kerrigan	O'Connor, J. K.	Stein
Burns, J. I.	Duffy	Kill	O'Hare	Stevens, J. H.
Bush, G. H.	Endres	Kurth	Page	Stewart
Bush, R. P.	Gibbs	L'Hommedieu	Pealer	Sullivan
Byrne	Gillice	Martin	Pearsall	Townsend
Byrnes	Greene	McBride	Rice	Van Vranken
Connelly	Guenther	McTernan	Riley	White
Cooney	Haffner	Menninger	Sage	Wissig
Coons	Harwood	Monaghan		

Those who voted in the negative, were

Ballantine	Dickinson	Johnson, I. S.	Mitchell	Stevens, W. C.
Blumenthal	Everett	King	Pearsall	Thompson
Bridges	Fish	Lewis, R. J.	Saunders	Webster
Christie	Groat	Miller	Stevens, N.	Weed

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker in the chair.

The bill (No. 771) entitled "An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof, and the acts amendatory thereof, relating to boards of water commissioners, as amended by section 3, chapter 455, Laws of 1889,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Mott	Sohmer
Acker	Dempsey	Johnson, H. C.	Mullaney	Stein
Adams	Deyo	Johnson, I. S.	Nixon	Stevens, J. H.
Bennett	Dickinson	Jones	Nolan	Stevens, N.
Blanchfield	Dinkelspiel	Kelly	O'Connor, J. J.	Stevens, W. C.
Blumenthal	Endres	Kerrigan	O'Connor, J. K.	Stewart
Boyce	Everett	Lane, H. J.	Page	Stranahan
Brady	Fish	Lane, O. F.	Pealer	Sullivan

Bridges	Gibbs	Larmon	Pearsall	Sulzer
Burns, J. I.	Gillice	Lewis, R. J.	Peck	Thompson
Bush, G. H.	Greene	L'Hommedieu	Riley	Tompkins
Bush, R. P.	Gretsinger	Martin	Sage	Towne
Byrne	Groat	McBride	Saunders	Treadway
Cooney	Guenther	Menninger	Schaaff	Van Vranken
Coons	Guibord	Mitchell	Selleck	Webster
Cornell	Haffner	Miller	Sheehan	White
Courtney	Hitt	Monaghan	Sheffer	Willis
Currier	Huson			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 808) entitled "An act to provide for a commission to propose amendments to the Constitution," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Christie	Gibbs	Lane, H. J.	Sheffer
Acker	Cooney	Gillice	Lane, O. F.	Stevens, J. H.
Adams	Coons	Greene	Martin	Stevens, N.
Ballantine	Cornell	Gretsinger	McBride	Stranahan
Barton	Currier	Groat	Menninger	Sullivan
Bennett	Curtis	Guenther	Mitchell	Thompson
Blanchfield	Davis	Guibord	Nixon	Tompkins
Blumenthal	Decker	Haffner	O'Connor, J. J.	Towne
Boyce	Dempsey	Henderson	O'Connor, J. K.	Treadway
Brady	Deyo	Hitt	Pealer	Van Vranken
Bridges	Dickinson	Huson	Pierson	Webster
Burns, J. I.	Dinkelspiel	Johnson, H. C.	Sage	Weed
Bush, G. H.	Duffy	Jones	Saunders	White
Bush, R. P.	Endres	Kerrigan	Selleck	Willis
Byrne	Fish	Kill	Sheehan	Wissig
Byrnes	Fitts	King		

Those who voted in the negative, were

Connelly Everett

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weed moved to take from the table the bill entitled "An act to promote the professional training of teachers."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	76 }
{ NOES	9 }

Those who voted in the affirmative, were

Abbey	Curtis	Guibord	L'Hommedieu	Sage
Acker	Davis	Henderson	Martin	Saunders
Adams	Decker	Hoag	McBride	Schaaff
Andrus	Dempsey	Huson	Miller	Selleck
Barton	Deyo	Johnson, A.	Mitchell	Sheehan
Bennett	Dickinson	Johnson, H. C.	Monaghan	Sohmer
Boyce	Dinkelspiel	Johnson, I. S.	Mullaney	Stevens, N.
Bradford	Endres	Johnson, R. S.	Nixon	Stranahan
Bridges	Everett	Jones	Page	Thompson
Burns, J. I.	Fish	Kerrigan	Pealer	Towne
Burns, W. B.	Fitts	Kill	Pearsall	Van Vranken
Bush, R. P.	Gibbs	Kimball	Peck	Webster
Christie	Gillice	King	Pierson	Weed
Connolly	Gretsinger	Lane, H. J.	Rhodes	White
Cornell	Groat	Lane, O. F.	Riley	Willis
Currier				

Those who voted in the negative, were.

Blanchfield	Kelly	Nolan	O'Connor, J. K.	Shields
Bush, G. H.	Mott	O'Connor, J. J.	Rice	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 303, entitled "An act to incorporate the Butler Memorial Hall in New Hartford, Oneida county," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 76) entitled "An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' and the acts amendatory thereof," having been announced for a third reading,

On motion of Mr. R. P. Bush, and by unanimous consent, the amendments offered and adopted on second reading were withdrawn and the bill restored to its original shape as it came from the Senate. (See Assembly Journal, page 746.)

Said bill was then read the third time.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	Lewis, B. B.	Sawmiller
Acker	Courtney	Guibord	Martin	Selleck
Adams	Currier	Harwood	McBride	Sheehan
Bennett	Curtis	Henderson	Miller	Sheffer
Blanchfield	Davis	Hitt	Mott	Shields
Blumenthal	Dempsey	Huson	Mullaney	Stevens, J. H.
Boyce	Dickinson	Johnson, H.C.	O'Connor, J.J.	Stevens, N.
Brady	Dinkelspiel	Johnson, I. S.	O'Connor, J.K.	Stevens, W. C.
Bridges	Duffy	Johnson, R.S.	Page	Stewart
Burns, J. I.	Everett	Jones	Pealer	Thompson
Burns, W. B.	Fish	Kelly	Pearsall	Tompkins
Bush, G. H.	Fitts	Kill	Peck	Towne
Bush, R. P.	Gibbs	Kimball	Rhodes	Townsend
Byrne	Gillice	Kurth	Riley	Webster
Byrnes	Greene	Lane, H. J.	Sage	White
Christie	Gretsinger	Lane, O. F.	Saunders	Willis
Connelly	Groat	Larmon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bridges moved to take from the table the bill No. 983, entitled "An act in relation to corporations constituting chapter 35 of the general laws."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Haffner	Martin	Sheffer
Acker	Currier	Henderson	Mase	Shields
Adams	Curtis	Huson	McBride	Stein
Bennett	Davis	Johnson, A.	Miller	Stevens, J. H.
Blanchfield	Decker	Johnson, H.C.	Mitchell	Stevens, N.
Blumenthal	Dempsey	Johnson, I. S.	Mott	Stevens, W. C.
Boyce	Deyo	Johnson, R.S.	O'Connor, J.J.	Stewart
Bradford	Dickinson	Jones	Pealer	Thompson
Brady	Dinkelspiel	Kelly	Pearsall	Tompkins
Bridges	Duffy	Kerrigan	Peck	Towne
Burns, J. I.	Everett	Kill	Riley	Treadway
Bush, R. P.	Fish	King	Sage	Van Vranken
Byrne	Fitts	Kurth	Saunders	Webster

Christie	Gibbs	Lane, H. J.	Schaaff	Weed
Connelly	Greene	Lane, O. F.	Selleck	White
Cooney	Groat	Lewis, R. J.	Sheehan	Wissig
Cornell	Guibord			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read in the words following:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill (Int. No. 752) entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations," report that they have duly conferred upon said matters, and agreed to recommend as follows:

(Reference in all cases to engrossed bill.)

That the Assembly do concur in the following amendments to the bill as they were adopted by the Senate.

Page 4, line 13, strike out the word "of" and insert the word "to."

Page 5, after line 8, insert the following:

"For the legal representatives or heirs-at-law of deceased late justice of the Supreme Court, whose terms of office were abridged pursuant to section 13, article 6 of the Constitution, in full for residue of compensation, as follows: For those of John E. Talcott, \$4,866.66; and of Joseph Mullin, \$450.

"For furniture, carpets and necessary repairs and furnishing of the rooms occupied by the second division of the Court of Appeals, the sum of \$5,000, or so much thereof as may be necessary, to be expended under the direction of the chief judge of said division, and the bills therefor, to be paid by the Comptroller upon the certificate of said chief judge.

"For law books purchased by Judge Danforth for the library of the Court of Appeals while in his possession; for the expense of removing such library from Rochester to Watertown, and for adding other necessary books to said library, \$1,200.

Same page, line 24, strike out the word "four" and insert the word "five."

Same page, line 25, strike out the word "thirty-nine" and insert the word "forty-two."

Same page, line 26, strike out the word "three."

Same page, line 21, after the word "of" insert the words "the clerk or," and strike out the words "and other persons."

Page 8, line 6, strike out the words "paid upon the approval of" and insert the words "approved by."

Same page, after line 13 add the following: "The balance remaining in the treasury unexpended of the sum of \$1,500, appropriated by chapter 570 of the Laws of 1889, for repair and renewal of walks in the park of the State armory at Syracuse, being the sum of \$1,500, is hereby reappropriated and may be expended for the general repairs of the said armory."

"For the Superintendent of Public Instruction, for printing circulars and programmes relating to the observance of Arbor day, for distribution among the school districts of the State, in the year 1889, pursuant to the provisions of chapter 196 of the Laws of 1888, \$608.65.

"For the Superintendent of Public Instruction, for printing circulars and programmes relating to the observance of Arbor day, for distribution among the school districts of the State and for other expenses relating to the observance of that day in the year 1890, pursuant to the provisions of chapter 196 of the Laws of 1888, \$500, or so much thereof as may be necessary."

Page 9, make as separate item of this appropriation, beginning with the word "for," on line 3, down to the close of the item, on line 6.

Same page, line 26, after the word "being" insert the words "in the aggregate," and after the word "for," in line 29, insert the words "salaries and."

Page 10, line 2, after the word "insane" insert the words "to be expended under the direction of the local board of managers."

Same page, line 28, after the word "insane" insert the words "to be expended under the direction of the local board of managers."

Same page, line 30, after the word "Utica" insert the words "to be expended under the direction of the local board of managers."

Same page, line 34, strike out the word "one," first occurring, and insert the word "eleven," and strike out the word "one," second occurring, and insert the word "six;" also, strike out the words "and sixty."

Same page, line 36, after the word "department" insert the words "and for furniture."

Page 11, line 3, strike out the word "and."

Same page, line 5, after the word "dollars" insert the following: "for duplex steam fire-pump, pipes, hydrants, hose and other apparatus for further protection against fire, \$5,000; for lowering stage of Assembly hall, \$250; and for roofing and repairing asylum sheds on Erie canal, \$400.

"The balance remaining in the treasury of the sum of \$34,000, appropriated by chapter 270 of the Laws of 1888, for expenses incurred in protecting the water-supply of the asylum, being the sum of \$2,520.74, is hereby reappropriated for reimbursing the maintenance fund of the State Asylum for Lunatics at Utica, for money expended therefrom for the protection of its water supply."

Same page, line 7, after the word "insane" insert the words "to be expended under the direction of the local board of managers."

Same page, strike out from and including the word "said" in line 14, down to and including the word "asylum" in line 16.

Same page, line 17, after the word "insane" insert the words "to be expended under the direction of the local board of managers."

Same page, line 22, after the word "dollars" insert the words "for 400 hair mattresses, \$2,500."

Same page, line 23, after the word "dollars" insert the words "for reimbursing the maintenance fund for money expended therefrom for sinking two wells, \$463.50."

Same page, line 25, after the word "hundred" insert the words "and forty."

Same page, line 26, strike out the word "six" and insert the word "five," and after the word "dollars" (second occurring) insert the words "for steam heating at Phelps cottage, \$1,000; for two new boilers at river, \$3,000; for building addition and finishing rooms for assistant physician in hospital building, \$3,000."

Same page, line 28, strike out the word "sixty" and insert the word "fifty."

Same page, line 32, strike out the word "and" first occurring.

Same page, line 34, after the word "dollars" insert the words "and for repairs to north building \$491.39."

Same page, line 35, after the word "idiots" insert the words "to be expended under the direction of the local board of managers."

Page 12, line 7, after the word "dollars" insert the words "for reimbursing the maintenance fund for amounts expended therefrom for plumbing and furnishing the new south wing, the sum of \$3,750. or so much thereof as may be shown by vouchers in the office of the Comptroller, to have been expended for such purposes."

Page 13, line 2, after the word "Newark" insert the words "to be expended under the direction of the local board of managers."

Same page, line 8, after the word "dollars" insert the words "payable out of any balance remaining in the treasury of appropriations heretofore made for maintenance of such institution."

Same page, line 9, after the word "Batavia" insert the words "to be expended under the direction of the local board of managers."

Same page, line 20, after the word "kitchen" insert the word "building."

Same page, line 24, before the word "steam-heating" insert the word "for."

Page 14, line 19, after the word "the" insert the words "New York State," and strike out the word "and," second occurring.

Same page, after line 21, insert the following:

"For the New York State Reformatory at Elmira, to be expended under the direction of the managers, to enlarge the lecture hall assembly room, \$5,000, or so much thereof as may be necessary, and for the employment of the inmates at instructive and productive labor, \$50,000, or so much thereof as may be necessary."

"For the House of Refuge for Women, at Hudson, to be expended by the local board of managers, for the erection of a store-house, cellar for vegetables and for housing fire apparatus, \$10,000, or so much thereof as may be necessary."

"For the State Industrial School, at Rochester, to be expended by direction of the local board of managers, for deficiency in appropriations for maintenance, \$40,000."

"For the Superintendent of State Prisons, for purchasing, constructing, operating and keeping in repair necessary apparatus for the execution of convicted criminals in the several State prisons, as provided by chapter 489 of the Laws of 1888, \$5,000."

Page 15, after line 13, insert the following:

"For the Normal and Training School, at Potsdam, for general repairs of buildings and for school supplies, \$1,300, for gasoline plant

for laboratory, \$1,000, and for painting roofs of buildings and inside work, \$750, to be expended under the direction of the local board of managers."

Same page, transfer items on lines from and including line 15 down to and including line 33, and insert the same after line 15 on page 17.

Page 16, line 12, insert the following:

"For the State Meteorological Bureau and Weather Service, to be expended under the direction of the commissioners thereof, the sum of \$4,500, or so much thereof as may be necessary for the prosecution of its work to the close of the next fiscal year, pursuant to the provisions of chapter 148 of the Laws of 1889.

"For the maintenance of farmer's institutes held by or under the direction of the New York State Agricultural Society, to be paid upon the order and certificate of the secretary of said society in sums as needed, for which detailed statements of expenditures by the secretary duly verified by the affidavit of a member of the finance committee of said society, shall be rendered, \$10,000, or so much thereof as may be necessary.

Same page, lines 17 and 18, strike out the words "for the purchase of carpets and furniture for use in the capitol," and in lines 19 and 20, strike out "\$8,000," and in line 20, strike out the word "one" and insert the word "two."

Same page, after line 21, insert the following:

"For the payment of the services and disbursements of George Bliss, as counsel to the committee on general laws of the Senate in the investigation of trusts, from February 20 to December 30, 1888, pursuant to resolutions of the Senate, passed February 16 and February 29, 1888, the sum of \$4,031.25, or so much thereof as may be necessary.

"For printing and binding 4,300 copies of the annual report of the Forest Commission for the year 1889, and 300 copies of the report of the Niagara Reservation Commission for the same year, \$1,556.60, or so much thereof as may be necessary.

Same page, after item for Edmund C. Lee, insert the following:

"The balance remaining in the treasury unexpended of the sum of \$3,000, appropriated by chapter 270 of the Laws of 1888, for preserving the Fitch collection of insects and for renovating and adding to the same, and for the preservation and arranging of the agricultural museum and making needed additions thereto, and for providing additional cases therefor, being the sum of \$2,228.15, is hereby reappropriated for the same purposes.

"For the board of electrical control in and for the city of New York, for services and expenses of the commissioners thereof, from the first day of October, 1890, to the first day of November of the same year, \$3,515.66; for deficiency in appropriations for like services and expenses for the fiscal year ending September 30, 1889, \$2,705.09, and for deficiency in appropriations for like services and expenses for the fiscal year ending September 30, 1890, \$12,188, which amounts, together with such reasonable compensation for services and expenses of clerks in the office of the comptroller as may be certified by him, not exceeding the sum of \$2,000, for the expense of the levy and collection thereof, shall be refunded to the treasury of the State by the several

companies operating electrical conductors in said city which are or shall be required to place and operate any of their conductors underground, pursuant to the provisions of chapter 499 of the Laws of 1885, and the acts amendatory thereof; which said companies shall furnish the comptroller the data and necessary information required to make assessments pursuant to sections 7 and 8 of said chapter 499 of the Laws of 1885, as amended, and said commissioners shall furnish to the comptroller a list of such companies. The assessments of the amounts to be paid for the said board of electrical control shall be made according to law upon the several corporations and companies liable therefor, by the comptroller, at such time or times at his office in the city of Albany as he shall designate, when they may be heard thereon, of which the comptroller shall give such corporations and companies at least one week's prior notice, by sending to each a written or printed copy of such notice in the usual way, by mail directed to them at their respective places of business, postage thereon prepaid.

Same page, after item for "completion of the mole" insert the following:

"For the officers of the St. Lawrence State Asylum for the Insane, for salaries for the fiscal year, beginning October 1, 1890, \$9,000, and for salaries for the current fiscal year, \$5,000, or so much thereof as may be necessary.

"For the Forest Commission for maintenance of the Catskill deer park, as provided in chapter 562 of the Laws of 1887, including the purchase of live deer and other game, \$1,250, of which sum an amount not exceeding \$250 may be expended by the commissioners in improving a public path leading to the summit of Slide mountain, which is included within the State preserve.

"For the messenger in attendance on the judges of the Court of Appeals, appointed under and by virtue of chapter 26 of the Laws of 1890, for salary for the fiscal year beginning October 1, 1890, \$750."

Page 17, line 17, strike out the word "eleven" and insert the word "seventy-seven."

Same page, after item for the "purchase of chairs" insert the following:

"For the B. W. Wooster Furniture Company, for furniture, desks and chairs placed in the rooms used by the clerks of the Senate and Assembly, and their deputies, pursuant to Senate resolution passed March 30, 1888, \$961, or so much thereof as may be necessary, and the said resolution is hereby legalized and confirmed, and shall have the same force and effect as if the articles thereunder purchased had been purchased pursuant to act of the Legislature.

Same page, after line 15, insert items as transferred from page 15, the first of which item is amended as hereinafter stated.

Same page, line 19, strike out the word "three" and insert the word "five."

Same page, after line 20, insert the following:

"For the State Engineer and Surveyor, for deficiency in appropriation to defray the expense of resetting and placing monuments on the boundary lines of the State, pursuant to the provisions of chapter 421 of the Laws of 1887, and for necessary traveling and incidental

expenses incurred in making examinations and maps required by the department, \$6,500.

Same page, after item for "resetting monuments" insert the following:

PAYABLE FROM THE FREE SCHOOL FUND.

"For fees of county treasurers for receiving and disbursing the State school tax moneys for the year 1890, the sum of \$8,000, or so much thereof as may be necessary, pursuant to chapter 110 of the Laws of 1871."

"No manager, trustee, or other officer of any State, charitable or other institution receiving moneys from the State treasury for maintenance or support shall be individually interested in any purchase, sale or contract made by any officer for any of said institutions.

"The managers, trustees, superintendent or other proper officers of each State hospital, asylum, charitable or reformatory institution, the State Commission in Lunacy, the State Board of Charities, the State Board of Health and Commission of Fisheries shall, quarterly, on January first, April first, July first and October first of each fiscal year, render to the Comptroller a detailed, itemized and particular account of all receipts and expenditures, with sub-vouchers, of such State hospital, asylum, charitable or reformatory institution, State Commission in Lunacy, State Board of Charities, State Board of Health and Commission of Fisheries, during the three months preceding. Such accounts shall be receipted and verified by the oath or affirmation of the officer rendering the same; and the comptroller shall examine and audit such accounts, with the same authority as if they had been liquidated and paid in full from moneys appropriated from the State treasury. The accounts shall give in detail the source of all receipts, including any sums received from each county, and be accompanied by original and proper vouchers covering the items of expenditure, unless such vouchers shall have been previously filed with the Comptroller, or with the treasurer of counties or other persons entitled to receive the same.

"All State institutions receiving moneys from the State treasury for maintenance, in whole or in part, shall deposit all their funds in banks or bank, at the best attainable interest, said bank or banks to give a bond for the security of such deposit, to be approved by the Comptroller; and all State institutions or departments, excepting charitable institutions, reformatories, houses of refuge and State industrial schools, shall pay into the treasury, quarterly, all receipts and earnings other than receipts from the State treasury.

"All charitable institutions, reformatories, houses of refuge and industrial school shall file with the Comptroller, on or before October 20th of each year, a certified inventory of all articles of maintenance on hand at the close of the preceding fiscal year, naming in such inventory the kind and amount of such articles of maintenance.

"The Comptroller is empowered and authorized to devise a form of accounts to be observed in any State charitable institution, reformatory, house of refuge, industrial school or department, which shall be accepted and followed in such institutions or departments after thirty

days notice thereof has been submitted by the Comptroller. And such form of accounts shall include such a uniform method of book-keeping, filing and rendering of account as may insure a uniform mention of purchase of like articles, whether by weight, measure or otherwise as the interest of the public service requires. Such form shall also include a uniform rate of allowance in reporting in such institutions and departments the amount and value of all produce and other articles of maintenance raised upon lands of the State, and which may enter into the maintenance of such institutions or departments.

"It shall be the duty of the clerk or bookkeeper in each State charitable institution, reformatory, house of refuge, industrial school or any State department, to receive and examine all articles purchased by the proper officer, or received for the maintenance thereof, to compare them with the bill thereof, to ascertain whether they correspond in weight, quantity and quality, and to inspect the supplies thus received. And said clerk or bookkeeper shall also enter each bill of goods thus received in the books of the institution or department in which he is employed, at the time of the receipt of the articles, and if any discrepancy is found between such bill and the articles received, he shall make a note thereof, whether it be in weight, quality or quantity, and no goods or other articles of purchase, or farm or garden production of lands of the institution shall be received, unless an entry thereof be made in the book of accounts of the institution, with the proper bill, invoice or mention, according to the form of accounts and record prescribed by the comptroller. In accounts for repairs or new work, the name of each workman, the number of days he is employed and the rate and amount of wages paid to him shall be given. If contracts are made for repairs or new work, or for supplies, a duplicate thereof, with specifications, shall be filed with the comptroller.

Your committee further report that they have agreed to recommend that the Assembly do concur in the following items of the bill, which were adopted by the Senate after being amended in conference committee, so as to read as follows:

Page 8, after line 30, insert the following:

"For the Attorney-General, the sum of \$3,558.55 cents, or so much thereof as may be necessary, and as shall be certified by the Governor, to pay counsel employed by the late Attorney-General in the case of Edward D. Hesdra, deceased.

Same page, after the second item "for Superintendent of Public Instruction" insert the following:

"For the Secretary of State, for deficiency in appropriations for the expenses of his office, for the current fiscal year, \$300."

Same page, after line 32, insert the following:

BOARDS AND COMMISSIONS.

"For the Regents of the University, to enable them to carry out the provisions of chapter 529 of the Laws of 1889, in the administration of the State library and its duplicate department, for the current fiscal year, and for the fiscal year ending September 30, 1891, the sum of \$2,500."

Page 10, line 17 to line 26, both inclusive, amend so as to read as follows:

"For the Willard Asylum for the Insane, to be expended under the direction of the local board of trustees, for extraordinary repairs and reconstruction of a portion of detached group No. 1; for steam pump and pump-house; for fitting up the Meddick house for the accommodation of twenty patients; for repairs of farm and other houses; for furnishing new office, library room and residence of medical superintendent; for tile floors in water-closets and bath-rooms in detached buildings, and for cement floor and repairs in kitchen and laundry, the sum of \$25,000. Where the work is not done in whole or in part by the labor of patients or the ordinary working force of the asylum, the same shall be done upon contract or contracts approved by the Comptroller, with proper sureties for the completion of the work and the purchase of the materials within the limits of the appropriation."

Page 16, after item for "printing and binding" insert the following:

"For the library of the Court of Appeals, at Rochester, for the purchase of books, to be paid on bills therefor certified by a majority of the justices of the Supreme Court of the Seventh judicial district, \$1,000.

"For the library of the Supreme Court in the Fifth judicial district, at Syracuse, for the purchase of books, to be paid on bills therefor certified by a majority of the justices of the Supreme Court, of said district, \$1,500.

"For the incidental and traveling expenses of committees of the Senate and Assembly of 1890, which have been or may be authorized by resolutions of their respective Houses to conduct investigations, \$5,000, and for compensation of clerical services to the committee on ways and means of the Assembly of 1890, \$500.

"For the payment of the services of Edmund C. Lee, as stenographer to the Assembly committee on public education, expenditures of the Executive Department, and expenditures of the House, at the rate of five dollars per day, pursuant to resolution of the Assembly, adopted January 23, 1889, the sum of \$300, or so much thereof as may be necessary, and the said resolution is hereby legalized and confirmed, and shall have the same force and effect as if the services thereunder performed had been ordered by act of the Legislature.

Page 16, after item for "board of electrical control" insert the following:

"For the completion of the mole, now being constructed, pursuant to chapter 278 of the Laws of 1889, between Houghtaling island and the Hudson river, the sum of \$500, or so much thereof as may be necessary; but no work shall be done or money expended for such work except on plans and specifications to be prepared and furnished by the State Engineer and Surveyor, and all of said work, so far as practicable, shall be done by contract let to the lowest responsible bidder or bidders after due advertisement therefor."

Page 17, amend item on lines 3 to 9, both inclusive, so as to read as follows:

"For the chief game and fish protector, for the payment of expenses of detectives necessarily employed in the service of his department; of legal expenses incurred by specially employed counsel, payable as

provided in section 3 of chapter 577 of the Laws of 1888, and for necessary office and contingent expenses, \$2,000, or so much thereof as may be necessary."

Same page, after item for the B. W. Wooster Furniture Company insert the following:

"For the clerk of the Senate for the preparation under his direction of a continuation of the general index of the legislative documents of the State from 1877 to 1889, pursuant to a concurrent resolution of the Senate and Assembly, adopted May 11, 1888, to be paid by him to the persons performing the work, the sum of \$500; and the said resolution is hereby legalized and confirmed, and shall have the same force and effect as if the work thereunder performed had been authorized by an act of the Legislature.

Same page, insert the following, as amended, from page 15:

PUBLIC WORKS.

"For the Superintendent of Public Works, for improving and extending the Bird Island pier in the city of Buffalo, the sum of \$50,000. No work shall be done or money expended for the improvement or extension of said pier, except on plans and specifications to be prepared and furnished by the State Engineer and Surveyor, and all of said work of extending said pier, and the work of improving the same so far as practicable, shall be done by contract let to the lowest responsible bidder or bidders after due advertisement therefor.

Same page, after item for "Bird Island Pier" insert the following:

"For the Superintendent of Public Works, for improving the Rondout creek at or near South Rondout, in the county of Ulster, by removing the obstructions to commerce in the channel of said creek at said point, either by dredging or blasting, or both, in the discretion of said Superintendent, the sum of \$7,000, or so much thereof as may be necessary.

And your committee further report that they have agreed to recommend that the Senate do recede from the following amendments to the bill as adopted by the Senate:

Page 16, after item "for the incidental and traveling expenses of committees" insert the following:

"For the payment of the services and disbursements of William S. Carpenter, as stenographer, appointed by Hon. Frank Rice, referee, designated by the Governor to hear and report the evidence in the investigation of charges against Peter J. Brumelkamp, as superintendent of the Onondaga Salt Springs, in 1886, \$576, or so much thereof as may be necessary.

Page 17, after item for the "clerk of the Senate" insert the following:

"For the Comptroller, for the payment for services of James G. Johnson, as counsel to the Senate committee on Indian affairs, pursuant to a resolution of the Senate, passed May 16, 1889, in relation to claims of the Cayuga Indians against the State of New York under the treaties of 1789 and 1795, the sum of \$3,000.

"For the Comptroller, for the payment of bills to be audited by him for services and disbursements of Julien T. Davies, as counsel for the Senate committee on taxation and retrenchment, in revising the com-

pilation of constitutional provisions, statutes and cases relating to the assessment of taxes, and in adding thereto abstracts of cases cited, pursuant to resolution of the Senate, passed February 3, 1888, the sum of \$7,000, or so much thereof as may be necessary."

Same page, after item for "Rondout creek" insert the following:

"For the Superintendent of Public Works, for the purpose of dredging, removing obstructions, and otherwise improving the navigable channel of Big Chazy river from Lake Champlain to Champlain village, \$10,000, or as much thereof as may be necessary."

Same page, after item for "resetting monuments" insert the following:

"For deficiency in appropriation by chapter 320 of the Laws of 1888, for a bridge at Broad street, in Waterford, \$108.84.

All of which is respectfully submitted.

ALBANY, April 8, 1890.

GEO. B. SLOAN,
C. T. SAXTON,
JACOB A. CANTOR,

Senate Committee.

HAMILTON FISH, JR.,

C. W. LARMON,

WILLIS B. BURNS,

WILLIAM F. SHEEHAN,

Assembly Committee.

IN SENATE, April 1, 1890.

Report of committee of conference agreed to.

By order.

JOHN S. KENYON,

Clerk.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 100 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Carrier	Hitt	McBride	Sheehan
Acker	Curtis	Hoag	McTernan	Sheffer
Adams	Davis	Huson	Miller	Shields
Andrus	Decker	Johnson, A.	Mitchell	Sohmer
Bennett	Dempsey	Johnson, H.C.	Monaghan	Stein
Blanchfield	Deyo	Johnson, I. S.	Mott	Stevens, J. H.
Blumenthal	Dickinson	Johnson, R.S.	Mullaney	Stevens, N.
Boyce	Duffy	Jones	Nixon	Stevens, W. C.
Bradford	Endres	Kelly	O'Connor, J.K.	Stewart
Brady	Everett	Kerrigan	Pealer	Stranahan
Bridges	Fish	Kill	Pearsall	Thompson
Burns, W. B.	Fitts	Kimball	Peck	Tompkins
Bush, R. P.	Gibbs	King	Rhodes	Towne
Byrne	Gillice	Kurth	Rice	Townsend
Byrnes	Greene	Lane, H. J.	Riley	Treadway
Christie	Gretsinger	Lane, O. F.	Sage	Van Vranken
Connelly	Groat	Larmon	Saunders	Webster

Cooney	Guenther	Lewis, R. J.	Sawmiller	Weed
Cornell	Guibord	L'Hommedieu	Schaaff	White
Courtney	Haffner	Martin	Selleck	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate bill (No. 290) entitled "An act to facilitate State commerce by increasing and improving the lockage capacity of the Erie and Oswego canals, and to improve the Erie, Oswego, Black River, Cayuga, and Seneca and Champlain canals, and to complete the bottoming out of the Albany basin of the Erie canal" (Rec. No. 119), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 61}
{NOES 43}

Those who voted in the affirmative, were

Andrus	Currier	Henderson	Martin	Sawmiller
Blanchfield	Dempsey	Hitt	McBride	Schaaff
Blumenthal	Dinkelspiel	Hoag	McTernan	Sneehan
Boyce	Duffy	Johnson, A.	Monaghan	Shields
Brady	Endres	Johnson, H.C.	Mullaney	Sohmer
Bush, R. P.	Gibbs	Kelly	Nolan	Stein
Byrne	Gillice	Kerrigan	O'Connor, J.J.	Stevens, J. H.
Byrnes	Greene	Kill	O'Connor, J.K.	Stranahan
Connolly	Gretsinger	King	O'Hare	Treadway
Cooney	Guenther	Kurth	Page	Van Vranken
Coons	Guibord	Lewis, R. J.	Rice	Webster
Cornell	Haffner	L'Hommedieu	Riley	Wissig
Courtney				

Those who voted in the negative, were

Abbey	Decker	Johnson, I. S.	Mott	Saunders
Acker	Deyo	Jones	Nixon	Stevens, N.
Bennett	Dickinson	Kimball	Pealer	Stevens, W. C.
Bradford	Everett	Lane, H. J.	Pearsall	Stewart
Bridges	Fish	Lane, O. F.	Peck	Thompson
Bush, G. H.	Fitts	Larmon	Pierson	Tompkins
Crawford	Groat	Lewis, B. B.	Rhodes	Towne
Curtis	Harwood	Miller	Sage	White
Davis	Huson	Mitchell		

Mr. Andrus moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 275) entitled "An act to quiet the title to real property in certain cases, conveyed pursuant to judicial decree,

which decree has been lost or destroyed" (Rec. No. 118), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Gillice	Lane, H. J.	Rice
Acker	Crawford	Greene	Lane, O. F.	Riley
Adams	Currier	Gretsinger	Larmon	Saunders
Andrus	Curtis	Groat	Lewis, B. B.	Schaaff
Blanchfield	Davis	Guenther	Lewis, R. J.	Selleck
Blumenthal	Decker	Guibord	L'Hommedieu	Sheehan
Boyce	Dempsey	Haffner	McBride	Shields
Bradford	Deyo	Henderson	McTernan	Stein
Brady	Dickinson	Hitt	Menninger	Stevens, N.
Burns, J. I.	Dinkelenspiel	Huson	Mitchell	Stevens, W. C.
Bush, R. P.	Duffy	Johnson, H. C.	Mullaney	Stewart
Byrne	Endres	Jones	O'Connor, J. K.	Treadway
Byrnes	Everett	Kelly	O'Hare	Van Vranken
Christie	Fish	Kerrigan	Pealer	Webster
Connolly	Fitts	Kill	Pearsall	White
Coohey	Gibbs	King	Peck	Wissig
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1026) entitled "An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery; to further regulate the practice of medicine and surgery, and to amend section 2 of chapter 647 of the Laws of 1887," having been announced for a third reading,

Mr. R. P. Bush moved to recommit said bill to the committee on public education, with instructions to amend as follows:

Strike out all after the enacting clause and insert the following:

SECTION 1. From and after the 1st day of January, 1891, there shall be and continue to be a board of medical examiners for the State of New York, to be appointed by the Board of Regents of the University of the State of New York, on or before the 1st day September, 1890. The board shall consist of nine members, each of whom shall have received the degree of doctor of medicine in course from some legally incorporated medical college, authorized to confer the same, and shall have practiced medicine or surgery under the laws of this State for a period of not less than ten years prior to the appointment. The members of said board of examiners shall be appointed as follows: Three persons for a term of three years, and three persons for a term of two years, and three persons for a term of one year. Upon the expiration of the term of office of any member of said board of examiners

ers appointed as herein provided, his successor shall be appointed in like manner for the term of three years, and the said Board of Regents shall have the power to fill any vacancy caused in such board of examiners by the death, resignation or removal from the State of any member thereof. The Regents may remove any member of the said board for unprofessional or dishonorable conduct upon recommendation of two-thirds of said board.

§ 2. The said board shall be known by the name and style of the board of medical examiners of the State of New York. Every person who shall be appointed to serve on the said board shall receive a certificate of appointment from the Regents of the University, and within thirty days after receiving such certificate shall take, subscribe and file in the office of the Secretary of State the oath prescribed by the twelfth article of the Constitution of this State. The said board shall be authorized to take testimony concerning all matters within its jurisdiction, and the presiding officer, for the time being, of the board or any of its committees, may issue subpoenas and administer oaths to witnesses. It may make and adopt all necessary rules, regulations and by-laws not inconsistent with the Constitution and laws of this State or of the United States, to enable it to perform its duties and transact its business under the provisions of this act.

§ 3. The moneys paid to the University under the provisions of this act shall be appropriated by the Regents for the payment of the actual expenses of the members of the said board of medical examiners in the discharge of their duties, a salary of \$800 as a compensation of each of them, who shall actually serve thereon, and for defraying all other expenses incurred by them under the provisions of this act, provided, that if the receipts of said board shall be greater or less than sufficient to defray the expenses, and to pay to each examiner the said salary of \$800 such surplus shall be paid into, or such deficiency paid out of, the treasury of the State.

§ 4. Of the nine members of said board, the one whose name shall be alphabetically first on the list shall be temporary chairman of said board until a president thereof shall be duly chosen. It shall be the duty of the temporary chairman to call, by notice in writing, a meeting of the board for the purpose of organization, to be held at an hour and a place to be specified therein. Said notice shall be inclosed in a sealed envelope and addressed to each member of said board, and deposited in the mail at least one week before the second Tuesday in January of each year, on which the first meeting shall be called. The said board of medical examiners shall hold two stated meetings in each year — one at the city of New York on the second Tuesday in June, and one at the city of Albany on the second Tuesday in January, and special meetings may be held at such times and places as may be determined by the board, for the purpose of examining applicants for license. A majority of the members shall constitute a quorum of said board.

§ 5. At the first meeting of the board, pursuant to the call of the temporary chairman, it shall proceed to organize by electing one of the members as president and another as secretary. At the same meeting, by vote thereof, one member of the board shall be assigned duty as an examiner in one of the following subjects: First, anatomy;

second, physiology and hygiene; third, chemistry; fourth, pathology and practice of medicine; fifth, surgery; sixth, midwifery; seventh, therapeutics. These assignments shall be so made that there shall be one examiner in each of the six subject first named, and three examiners in the subject of therapeutics. The assignment of each member shall hold good during his term of service on the board, providing that whenever there shall fail to be an attendance of all the members of the board at any meeting, such temporary assignment may be made by a vote of those present as shall insure examinations in each and all of the said seven subjects.

§ 6. From and after the 1st day of October, 1890, any person not theretofore lawfully authorized to practice medicine and surgery in this State, and desiring to enter upon such practice, may deliver to the Regents of the University, upon payment of twenty-five dollars into the treasury of the University of the State of New York, a written application for license, together with satisfactory proof that the applicant is more than twenty-one years of age, is of good moral character, has obtained a competent common school education, and either has received a diploma conferring the degree of doctor of medicine from some legally incorporated medical college in the United States, or a diploma or license conferring the full right to practice all branches of medicine and surgery in some foreign country, and has also both studied medicine for three years, and attended three courses of lectures in different years in some legally incorporated medical college or colleges prior to granting of said diploma or foreign license; provided that two courses of lectures, both of which shall be either begun or completed within the same calendar year, shall not satisfy the above requirement. Such proof shall be made, if required, upon affidavit. Upon the making of such payment and proof, the Regents, if they shall be satisfied with the same, shall direct the secretary to issue to said applicant an order for examination by the said board of medical examiners. And in case of failure at any such examination, the candidate, after the expiration of six months, and within one year, shall have the privilege of a second examination without the payment of any additional fee.

§ 7. All such examinations shall be conducted in writing and orally, and shall be in seven subjects mentioned in section 5 of this act. Each applicant, upon receiving from the said Regents an order for examination, shall receive also a confidential number or mark, which he or she shall place upon his or her examination papers in lieu of signature, so that when said papers are passed upon by the examiner the latter shall not know by what applicant said papers were prepared; upon each day of examination all candidates shall be given the same set or sets of questions; at the close of the written examinations in the six subjects first named, each candidate may be called upon by any examiner to pass an oral examination in his respective subject. Upon the subject of therapeutics, sets of questions prepared by the representatives in said board of the different incorporated medical societies of the State of New York, respectively, shall be given to each applicant, and the applicant shall elect which one of the said sets of questions he or she shall answer, and the merit of these answers shall be exclusively passed upon by those members of the board by whom

the questions were prepared. At the close of every examination it shall be the duty of the president of said board, without unnecessary delay, to prepare and transmit to the Regents of the University the official report, by each examiner, of the result of said examination, which shall set forth the mark or designation of each person examined by him, the date of examination, the examination number or mark, the examination average in each branch, the general average and the result of the examination, whether successful or unsuccessful. This report shall be accompanied by the written examination papers, and the answers of each applicant to the questions thereon, and also a report of the oral examinations, and all papers so returned shall be kept for reference and inspection among the public records of the University.

§ 8. Upon receiving from said board of medical examiners an official report of the examination of any applicant for license, the said Regents shall issue to every applicant who shall be returned as having successfully passed such examinations, a license to practice medicine and surgery in the State of New York. Every license to practice medicine or surgery issued pursuant to the provisions of this act shall be subscribed by the chancellor and the secretary of the University of the State of New York, by each medical examiner who shall have reported the licentiate as having successfully passed his or her examination, and also by those of the Regents who shall have examined and approved the credentials of said licentiate upon the application for examination. It shall also have affixed to it by the person authorized to affix the same, the seal of said University. Every such license shall be substantially in the following form: The Regents of the University of the State of New York. To all whom it may concern, greeting: Be it known that A B on the day of , A. D. , having offered to us satisfactory proof that was more than twenty-one years of age, and had received a proper preliminary education; that had attended courses of lectures at , in , in the years , and had received from the of , the degree of doctor of medicine, and license to practice all branches of medicine and surgery, we thereupon gave him the private designation of and a written order for examination before the board of medical examiners of the State of New York; that the said A B was duly examined before said board and found proficient and qualified to practice medicine and surgery by the examiners, whose signatures are hereto attached. We, therefore, have granted to said A B this our license to practice in the State of New York as a physician and surgeon, and have caused the names of the chancellor and secretary of our Board of Regents and of examiners to be subscribed and the seal of the university to be affixed hereto, and have also caused this license to be recorded in book of medicinal licenses on page . Before any such license shall be issued it shall be recorded in a book to be kept in the office of said regents, and the number of the book and the page containing such recorded copy shall be noted in the body of the license. Such records shall be open to public inspection, under proper restrictions as to their safe-keeping, and in all legal proceedings shall have the same weight as evidence that is given to the record of the conveyances of land.

§ 9. On and after the 1st day of January, 1891, no person not theretofore, under the laws of the State of New York then in force, a legally authorized practitioner thereof, shall practice medicine or surgery in this State, or be admitted to so practice, unless that person shall have received from the regents, after his or her examination and approval as herein provided by the above-named board, a license to practice as a physician or surgeon, and unless he or she shall have registered as hereinbefore provided in section 8 of this act.

§ 10. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act to establish a board of medical examiners of the State of New York to regulate the licensing of practitioners of medicine and of surgery, and to further regulate the practice of medicine or surgery."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Acker moved that said bill be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 7 }

Those who voted in the affirmative, were

Abbey	Crawford	Haffner	McTernan	Selleck
Andrus	Currier	Harwood	Miller	Sheffer
Ballantine	Curtis	Hitt	Mitchell	Shields
Bennett	Decker	Johnson, A.	Monaghan	Stein
Blanchfield	Dempsey	Johnson, H. C.	Mott	Stevens, J. H.
Boyce	Deyo	Johnson, I. S.	Mullaney	Stevens, N.
Bradford	Dickinson	Jones	Nixon	Stranahan
Brady	Dinkelspiel	Kelly	Nolan	Tompkins
Bridges	Endres	Kimball	O'Hare	Towne
Burns, J. I.	Fitts	King	Pearsall	Treadway
Byrnes	Gibbs	Kurth	Peck	Van Vranken
Christie	Gillice	Lane, H. J.	Rhodes	Webster
Connelly	Greene	Larmon	Rice	Weed
Cooney	Gretsinger	Lewis, B. B.	Saunders	White
Coons	Groat	L'Hommedieu	Sawmiller	Willis
Cornell	Guibord	Martin	Schaaff	Wissig
Courtney				

Those who voted in the negative, were

Acker	Bush, G. H.	Fish	Stewart	Thompson
Blumenthal	Davis			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1121) entitled "An act to amend the Penal Code by adding an additional section thereto, to be known as section 447 'A,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 18 }

Those who voted in the affirmative, were

Acker	Davis	Hitt	Miller	Selleck
Bennett	Decker	Hoag	Mitchell	Sheehan
Bradford	Dempsey	Huson	Monaghan	Sheffer
Bridges	Dickinson	Johnson, A.	Mott	Shields
Burns, J. I.	Duffy	Johnson, H.C.	Mullaney	Stevens, J. H.
Burns, W. B.	Endres	Johnson, I. S.	Nixon	Stevens, N.
Bush, G. H.	Fish	Johnson, R.S.	Nolan	Stewart
Byrne	Fitts	Kelly	O'Connor, J.K.	Towne
Byrnes	Gibbs	Kerrigan	O'Hare	Townsend
Christie	Gillice	Kill	Pearsall	Treadway
Connelly	Gretsinger	Kimball	Pierson	Webster
Cooney	Guenther	Kurth	Riley	Weed
Cornell	Guibord	Martin	Sawmiller	White
Crawford	Haffner	McTernan	Schaaff	Willis
Curtis	Henderson			

Those who voted in the negative, were

Abbey	Brady	King	Saunders	Tompkins
Ballantine	Coons	McBride	Sohmer	Wissig
Blanchfield	Deyo	Page	Stevens, W. C.	Speaker
Blumenthal	Dinkelspiel	Rice		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following entitled bill:

"Concurrent resolution proposing an amendment to the constitution, prohibiting the manufacture and sale of intoxicating liquors as a beverage, by adding an additional article thereto" (Rec. No. 232), which was read the first time and referred to the committee on the judiciary.

The Senate returned the bill entitled "An act making an appropriation for the purchase by the State of certain lands adjoining Washington's headquarters at Newburgh, and for grading, fencing and improving the same" (No. 105), with a message that they have concurred in the passage of the same with the following amendment:

Line 22, engrossed bill, after the word "same" add the words "but no part of this appropriation shall be expended until the Lieutenant-Governor and the Comptroller shall certify in writing, to be filed in the office of the Comptroller, that the price to be agreed upon for said land is reasonable, and that the purchase and all con-

templated improvements of said land will not cost more than the sum herein appropriated; nor until a title to such land satisfactory to the Attorney-General shall be vested in the people of this State."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Guibord	L'Hommedieu	Schaaff
Adams	Courtney	Haffner	McBride	Sheehan
Andrus	Crawford	Harwood	Miller	Sheffer
Ballantine	Currier	Huson	Mitchell	Shields
Bennett	Curtis	Johnson, A.	Monaghan	Stein
Blanchfield	Davis	Johnson, H.C.	Nixon	Stevens, J. H.
Boyce	Decker	Johnson, I.S.	O'Connor, J.K.	Stevens, N.
Bradford	Dempsey	Johnson, R.S.	Page	Stevens, W. C.
Brady	Deyo	Jones	Pealer	Stewart
Bridges	Dickinson	Kelly	Pearsall	Stranahan
Burns, J. I.	Dinkelspiel	Kill	Pierson	Thompson
Bush, G. H.	Fish	King	Rhodes	Towne
Byrne	Fitts	Lane, H. J.	Rice	Townsend
Byrnes	Gibbs	Lane, O. F.	Riley	Van Vranken
Christie	Gillice	Larmon	Sage	Webster
Cooney	Greene	Lewis, B. B.	Saunders	White
Coons	Groat	Lewis, R. J.	Sawmiller	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Mr. Fish offered the following resolution:

Resolved, That the session for this evening at 8 o'clock, be changed to Thursday evening at 8 o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. I. S. Johnson, Int. No. 594, entitled "An act regulating the compensation to be charged for signing, indorsing, guaranteeing or becoming liable, by way of surety or otherwise, for the benefit or accommodation of another, of or upon any note, bond or other obligation," reported the same for the consideration of the House with the following amendment, and asked that it be printed and recommitted to the committee on the judiciary:

Strike out section 5.

Change "§ 6" to "§ 5," and "§ 7" to "§ 6."

MILO M. ACKER,

Chairman.

Which report was agreed to, and said bill ordered printed as amended, and when printed to be recommitted to the committee on the judiciary.

Mr. Acker, from the committee on the judiciary, to which was referred the concurrent resolution introduced by Mr. McTernan, Int. No. 854, entitled "Concurrent resolution proposing an amendment to article 6 of the Constitution, relating to the election of additional justices of the Supreme Court," reported in favor of the passage of the same, which report was agreed to, and said resolution placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Guenther, Int. No. 888, entitled "An act to amend chapter 278 of the Laws of 1850, entitled 'An act to secure the payment of wages to laborers employed upon the canals and other public works of this State,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Rose, Int. No. 1022, entitled "An act to incorporate the 'Little Equinunk Bridge Company,' in Sullivan county," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 147, entitled "An act for the relief of the devisees of Charlotte G. Prince, deceased," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 181, entitled "An act to incorporate the Harmon fund," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. Pierson, Int. No. 950, entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish material for buildings and other improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts, and the acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Van Gorder, Int. No. 169, entitled "An act to amend chapter 888 of the Laws of 1869, entitled 'An act to amend title 16, chapter 8, part 3 of the Revised Statutes, relative to proceedings for the drainage of swamps, marshes and other low or wet lands, and for draining farm lands,'" reported in favor of the passage of the same, with the following amendment:

Section 29, line 105, printed bill, after the word "which" insert the words "said town is situated, and a duplicate thereof delivered to the collector in each town in which."

J. IRVING BURNS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1890, and to supply deficiencies in former appropriations" (No. 1257), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, before the word "day" insert the word "first."

Section 2, line 7, strike out the word "surveror" and insert the word "surveyor."

Same section, line 11, strike out the word after "eight" and insert the word "hundred."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 186 and 187 of the Penal Code of the State of New York, relative to the punishment for the crime of murder" (No. 1274), reported the same with the recommendation that it be amended as follows:

Section 1, lines 1 and 2, strike out the words "of the State of New York."

Amend the title by striking out the words "of the State of New York."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 266 of the Laws of 1871, entitled 'An act authorizing the election of a police justice in the village of New Rochelle,' and to declare, enlarge and define the compensation, powers and duties of the police justice of said village, and to provide for the designation of an acting police justice, and his compensation, and to provide for the custody, maintenance and transportation of prisoners'" (No. 1276), reported the same with the recommendation that it be amended as follows:

Section 1, lines 3 and 4, strike out the words "passed April 4, 1871."

Same section, line 7, strike out the word "process" and insert the word "processes."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act in relation to the State Commission in Lunacy" (No. 1004), reported the same with the recommendation that it be amended as follows:

Section 20, line 250, after the word "to" insert the word "it."

In title, after the words "An act" strike out all of title and insert the words "to amend, revise and consolidate certain acts and parts

of acts relating to the State Commission in Lunacy, and the care and custody of the insane, the management of the asylums for their treatment and safe-keeping, as provided by chapter 342 of the Laws of 1874, and chapter 283 of the Laws of 1889, and to repeal sections 9, 10 and 11 of chapter 342 of the Laws of 1865, and chapter 713 of the Laws of 1871."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to further amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' amending the arrearage law" (No. 1086), reported the same with the recommendation that it be amended as follows:

Section 2, line 8, strike out the words "and default."

Section 4, line 34, after the word "in" insert "a."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act in relation to certain parks and a parade ground in Long Island City" (No. 125), reported the same with the recommendation that it be amended as follows:

Section 2, lines 13 and 14, strike out all between the word "land" and the word "entitled" and insert the words "by chapter 140 of the Laws of 1850."

Same section, lines 15 and 16, strike out the words "passed April 2, 1850."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Stein, Int. No. 863, entitled "An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Blumenthal, Int. No. 454, entitled "An act to amend section 4 and repeal section 5 of title 1 of chapter 13 of part 1 of the Revised Statutes, relative to exemptions from taxation," reported in favor of the passage of the same with the following amendment:

Section 1, line 14, after the word "such" insert the words "subject to the provisions of local and special statutes."

Same section, line 15, after the word "school-house" insert the words "public or private."

Same section, line 18, after the word "them," at the end of the line, insert the words "provided the owner or owners thereof shall

not use or conduct the same directly or indirectly as a business enterprise."

Same section, line 26, after the words "or art" insert the words "or to promote the well-being of young men, women or boys."

Section 2, change "chapter 188" to "chapter 183."

N. M. CURTIS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by the committee on taxation and retrenchment, Int. No. 987, entitled "An act to provide for the just and equitable assessment and taxation of property," reported in favor of the passage of the same (Mr. Dinkelspiel dissenting), which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Courtney, Int. No. 655, entitled "An act to provide for the payment of the costs and expenses of the construction of a trunk sewer on the east side of the Genesee river, in the city of Rochester, by the issue of bonds of said city, and to provide for the payment of said bonds by local assessments," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kurth, Int. No. 855, entitled "An act to amend section 52 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relative to boiler inspection," reported in favor of the passage of the same with the following amendments:

Section 1, line 29, after the word "and" insert the words "the superintendent of steam boilers or."

Insert in place of section 2 the following:

§ 2. Section 54 of said act is hereby amended so as to read as follows:

§ 54. Any person applying, or causing to be applied to any steam boiler a higher pressure of steam than that limited for the same in accordance with the provisions of this act shall be guilty of a misdemeanor; and whenever any owner of a steam boiler, in the city of Brooklyn, shall fail or omit to have the same reported for inspection, as provided for by this act, such boiler may be taken under the control of the said commissioner, and all persons prevented from using the same until it can be satisfactorily tested as herein provided for, and the owner shall in such case be charged with the expense of so testing it. For the purpose of carrying out the provisions of the last two sections the said commissioner shall appoint a superintendent of steam boilers, who shall be a practical engineer, and who shall superintend and direct the inspection of all steam boilers, steam generators and appurtenances, as provided for in this act, and the said commissioner shall also appoint not to exceed six boiler inspectors, who shall

be skilled machinists; the said superintendent and inspectors shall possess the same powers and privileges as members of the police force.

Change section 2 to section 3.

§ 3. This act shall take effect immediately.

Amend the title in the first line so as to read "to amend sections 52 and 54 of title 11 of chapter 5."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Blumenthal, Int. No. 467, entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 994, entitled "An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrearages thereof and to insure a more efficient collection of the same in future," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. H. C. Johnson, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 1017, entitled "An act to authorize the common council of the city of Utica to raise by tax, and disburse money in providing an additional engine-house in said city," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 514, entitled "An act to enable Long Island City to refund a portion of its bonds issued under chapter 506 of the Laws of 1884," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kerrigan, Int. No. 953, entitled "An act to amend chapter 555 of the Laws of 1885, entitled 'An act to regulate and to fix the pay or compensation of members of the police force who are police surgeons or doormen in all cities of this State, having according to the last census a population exceeding 800,000,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cooney, Int. No. 702, entitled "An act to authorize the board of estimate of the city of Brooklyn

to fix the salaries of the commissioners of excise of the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Connelly, Int. No. 1037, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and declare the special and local laws affecting public interests in the city of New York, in so far as the same regulates the construction of buildings in said city,'" reported in favor of the passage of the same with the following amendments:

Section 3, line 19, after the word "shall" insert the words "be and," and after the word "remain" insert the word "practically," also, strike out the word "stable" and insert the word "safe."

Same section, line 45, change the word "highest" to the word "height."

At the end of section 7 add the following: "Any building, the erection of which was commenced in accordance with specifications and plans submitted to and approved by the superintendent of buildings prior to the passage of this act, if properly constructed, and in safe condition, may be completed or built upon in accordance with the requirements of law as to the thickness of walls in force at the time when such specifications and plans were approved."

Section 20, line 43, strike out the first word and insert the words "which anchors."

Section 21, line 16, strike out the word "rabbeted" and insert the word "built."

Section 25, line 36, strike out all after the word "slate," in said line, down to the word "three-story," in line 38.

Section 30, line 48, strike out the word "and" and insert the words "at the."

Same section, line 50, change the word "entrance," last occurring, to "entrances."

Same section, line 91, after the word "tier" insert the words "and from the auditorium floor."

Same section, line 105, insert at the end of line the words "in the classification of the New York board of fire underwriters."

Same section, line 162, after the words "ceiling of" insert the word "the."

Same section, line 168, strike out the word "inflammable" and insert the word "combustible."

Same section, line 273, after the word "diameter" insert the words "placed at the height of three feet from the center of the treads and."

Same section, line 274, strike out the word "over" and insert the words "nearer than."

Section 33, line 19, strike out the word "two" and insert the word "one," and change the word "members" to "member."

Same section, line 21, strike out the second word.

Same section, line 22, after the word "builder" insert the words "and one member of the New York Real Estate Exchange (limited), who shall also be an architect or builder."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 137, entitled "An act to provide for the care, control and management of the cemetery in the Ninth ward of the city of Syracuse," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 175, entitled "An act to authorize the department of public parks in the city of New York to grant to the New York Central and Hudson River Railroad Company a revocable license to occupy a strip of land on the westerly side of Bronx park, in the Twenty-fourth ward of said city, for a passenger station and the approaches thereto, for the convenience of persons visiting said park and others," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 166, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Stewart, Int. No. 163, entitled "An act to amend section 1929 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 158, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse,'" reported in favor of the passage of the same (Mr. Andrus dissenting), which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Treadway, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Byrnes, Int. No. 951, entitled "An act to establish a ferry from the south shore of Staten Island to the cities of New York and Brooklyn," reported in favor of the passage of the same with the following amendment:

Section 1, line 2, after the word "Frederick" strike out the capital letter "Z" and insert in lieu thereof the capital letter "B."

W. H. MASE,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to

which was referred the bill introduced by Mr. Crawford, Int. No. 952, entitled "An act to amend chapter 434 of the Laws of 1879, as amended by chapter 127 of the Laws of 1884, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" reported in favor of the passage of the same with the following amendments:

Section 1, line 32, strike out the word "or" and insert the word "and."

Same section, line 36, add the letter "s" to the word "month."

Same section, line 46, strike out the word "other" and insert the word "such," and in the same line insert a period after the word "offense," and a capital "A" in the word "and" of the next sentence.

Same section, line 47, strike out the word "wire" and insert the word "wier."

Amend the title by striking out the word "four" in the first line, and insert the word "five."

T. J. TREADWAY,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Pierson, Int. No. 1005, entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 501 of the Laws of 1888," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the bill introduced by Mr. R. S. Johnson, Int. No. 938, entitled "An act to amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the bill introduced by Mr. R. S. Johnson, Int. No. 966, entitled "An act to amend section 3 of chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the bill introduced by Mr. Rose, Int. No. 495, entitled "An act to permit the hunting and pursuing of deer in the county of Sullivan with dogs during the months of October and November," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 117, entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 269 of the Laws of 1884," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rhodes, from the committee on banks, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 759, entitled "An act to provide for the organization of school savings banks," reported in favor of the passage of the same, with the following amendments:

Section 4, line 12, after the word "by" strike out the words "law restricted, limited and are responsible" and insert the words "existing law."

Section 6, line 1, strike out the word "the" and also the comma at end of line.

Same section, line 2, strike out the comma at the end of line.

Same section, line 8, after the word "investments" insert a semicolon in place of a comma, and strike out the word "this" and insert the words "the report."

Same section, line 10, strike out the word "in" and insert the word "on."

Section 7, line 7, strike out the word "in" and insert the word "on," and strike out the word "day" and insert the word "Monday."

BRADFORD RHODES,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Rhodes, from the committee on banks, to which was referred the bill introduced by Mr. Rhodes, Int. No. 620, entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statute of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888," reported in favor of the passage of the same, with the following amendments (Messrs. L'Hommedieu, Haffner and McTernan dissenting):

Section 1, line 46, strike out the word "ten" and insert the word "seven."

Same section, line 59, after the word "the," second occurring, insert the words "water debt if any and the."

Same section, line 60, strike out the word "such," and insert the words "any existing."

BRADFORD RHODES,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. J. H. Stevens, Int. No. 548, entitled "An act authorizing water companies to manufacture and use electricity for the lighting of streets, public places and private buildings in cities, villages and towns within this State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Peck, Int. No. 473, entitled "An act to require the collectors of State and county taxes to give receipts for taxes paid to them," reported in favor of the passage of the same, with the following amendments:

Strike out all after the enacting clause, and insert the following:

SECTION 1. It shall be the duty of each collector of taxes in the several cities, villages and towns of this State to deliver to every person paying such taxes a receipt therefor, specifying the lands and amount of personal property on which taxes are so paid as they are described in the assessment-roll to which the collector's warrant is attached, and also specifying the various purposes for which the several sums are collected as stated on said assessment-roll, together with the fees, if any, so paid him.

§ 2. This act shall take effect immediately.

Amend the title by striking out the words "State and county."

S. F. NIXON,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Christie, Int. No. 1060, entitled "An act to authorize the town of Long Lake, Hamilton county, to raise money for the purpose of providing a town hall and offices for town officers," reported in favor of the passage the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 162, entitled "An act for the protection of fish in the waters of Jamaica bay, Kings and Queens counties, N. Y.," reported in favor of the passage of the same (Mr. Kurth dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. R. S. Johnson, Int. No. 1050, entitled "An act to amend chapter 242 of the Laws of 1834, entitled 'An act to incorporate the village of Camden, in the county of Oneida,' as amended by chapter 754 of the Laws of 1857, and by chapter 54 of the Laws of 1864," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 178, entitled "An act to amend chapter 555 of the Laws of 1855, entitled "An act to amend the act to incorporate the village of Clyde, in the county of Wayne, passed May 2, 1835, the acts amendatory thereof, passed May 14, 1850, and April 14, 1852,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 177, entitled "An act to amend chapter 193 of the Laws of 1835, entitled "An act to incorporate the village of Clyde, in the county of Wayne,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gibbs, from the committee on public health, to which was

referred the Senate bill introduced by Mr. Deane, Int. No. 184, entitled "An act to amend chapter 543 of the Laws of 1885, entitled 'An act to confer upon the State Board of Health power to protect from contamination, by suitable regulations, the water supplies of the State and their sources,' relative to the construction of systems of sewerage and works for removal and disposal of sewage and the removal of buildings, and giving a right of action for damages," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Towne, from the committee on claims, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 144, entitled "An act to authorize the Board of Claims to hear audit and determine the claim of Harrison Holdridge against the State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Towne, from the committee on claims, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 141, entitled "An act in relation to the employment of Albert H. Chester and others to perform certain services, and authorizing the Board of Claims to hear, audit and determine their claims against the State for services under said employment," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. P. Bush, moved to take from the table the resolution previously offered by him in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of Assembly bill No. 107, entitled "An act to establish a State printing office, and to create the office of superintendent of State printing," and the same be referred to the committee on labor and industries.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Andrus moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

{AYES 51}
{NOES 54}

Those who voted in the affirmative, were

Abbey	Cooney	Greene	Martin	Sawmiller
Andrus	Coons	Guenther	McBride	Schaaff
Blanchfield	Cornell	Haffner	McTernan	Sheehan
Blumenthal	Courtney	Harwood	Mullaney	Shields
Boyce	Dempsey	Henderson	Nolan	Sohmer
Brady	Dinkelspiel	Hitt	O'Connor, J. K.	Stein
Bush, G. H.	Duffy	Huson	Pealer	Stevens, J. H.
Bush, R. P.	Endres	Kelly	Rice	Tompkins
Byrne	Gibbs	Kerrigan	Riley	Van Vranken

Byrnes
Connelly

Gillice

Lane, O. F. Sage

Webster

Those who voted in the negative, were

Acker	Curtis	Hoag	L'Hommedieu	Sheffer
Adams	Davis	Johnson, A.	Miller	Stevens, N.
Ballantine	Decker	Johnson, H. C.	Mitchell	Stevens, W. C.
Bennett	de Peyster	Johnson, I. S.	Mott	Stranahan
Bradford	Deyo	Johnson, R. S.	Nixon	Thompson
Bridges	Everett	Jones	Pearsall	Towne
Burns, J. I.	Fish	Kimball	Peck	Treadway
Burns, W. B.	Fitts	Lane, H. J.	Pierson	Weed
Christie	Gretsinger	Larmon	Rhodes	White
Crawford	Groat	Lewis, B. B.	Saunders	Willis
Currier	Guibord	Lewis, R. J.	Selleck	

Mr. Treadway, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 130, entitled "An act for the protection and preservation of birds, fish and game in the counties of Ulster, Greene, Dutchess, Putnam, Delaware, Columbia, Chemung and Orange," reported in favor of the passage of the same with the following amendment:

Section 1, add at the end thereof the words: "But this act shall not apply to private fish hatcheries."

T. J. TREADWAY,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. J. K. O'Connor asked unanimous consent that Assembly bill No. 1214, entitled "An act to authorize the common council of the city of Utica to raise by tax, and disburse money in providing an additional engine-house in said city," do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	Lewis, B. B.	Rhodes
Acker	Davis	Haffner	L'Hommedieu	Riley
Bennett	Decker	Harwood	McBride	Saunders
Blanchfield	Dempsey	Henderson	Menninger	Sawmiller
Bradford	de Peyster	Johnson, A.	Miller	Schaaff
Brady	Deyo	Johnson, H. C.	Mitchell	Sheehan
Bridges	Dinkelspiel	Johnson, I. S.	Mott	Stein
Burns, J. I.	Everett	Johnson, R. S.	Nixon	Stevens, N.
Byrne	Fish	Jones	O'Connor, J. J.	Stevens, W. C.
Christie	Fitts	Kerrigan	O'Connor, J. K.	Stewart
Connelly	Gillice	Kurth	Pearsall	Thompson
Cooney	Greene	Lane, H. J.	Peck	Treadway
Coons	Guenther	Lane, O. F.	Pierson	White
Cornell				

On motion of Mr. J. K. O'Connor, said bill was made a special order for to-morrow morning.

Mr. Groat presented a petition protesting against the passage of Assembly bill No. 357, relating to building, loan and saving associations; which was read and referred to the committee on banks.

Also, a petition relative to the passage of bills appropriating money; which was read and referred to the committee on ways and means.

The privileges of the floor were extended to Hons. T. E. Courtney and Henry E. Wilson.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 501 of the Laws of 1887, entitled 'An act for the incorporation of the young men's Christian associations.'" (No. 468.)

"An act to authorize the Groton cemetery association, located in the town of Groton, Tompkins county, New York, to change its corporate name." (No. 781.)

"An act to authorize the common council of the city of Schenectady to lay out a public street over and upon certain lands in said city lying between the Erie canal and the blue line of said canal, on the southerly side thereof, and to cause the same to be graded, paved, flagged and improved." (No. 691.)

"An act to reduce the rate of interest on warrants issued for local improvements in the city of Buffalo." (No. 248.)

"An act to authorize and empower the State Board of Claims to hear, audit and determine the claim of Steuben county for moneys expended in the prosecution and conviction of Thomas Redding, an inmate of the New York State Soldiers and Sailors' Home, for the murder of Patrick Dowling, a police sergeant at said home at Bath, and to include therein a reasonable compensation for the counsel of said Redding, and to make awards therefor." (No. 1025.)

"An act to amend section 2 of chapter 444 of the Laws of 1874, entitled 'An act to create a board of excise in the several towns of this State, and the acts amendatory thereof.'" (No. 326.)

"An act to amend chapter 265 of the Laws of 1887, entitled 'An act to protect primary elections and conventions of political parties, and to punish offenses committed thereat.'" (No. 875.)

"An act to repeal section 17 of chapter 906 of the Laws of 1869, entitled 'An act to regulate, grade, widen, gravel and improve a public highway in the towns of East Chester, Scarsdale and White Plains, in the county of Westchester, commonly called the old White Plains post road, and also a portion of Fourth avenue in the village of Central Mount Vernon.'" (No. 683.)

"An act to repeal section 17 of chapter 819 of the Laws of 1868, entitled 'An act to regulate, grade, widen, macadamize and improve a public highway in the towns of East Chester and Westchester, in the county of Westchester, commonly called the old White Plains road, and also a portion of First street in the village of Mount Vernon.'" (No. 682.)

"An act to amend chapter 468 of the Laws of 1887, entitled 'An

act to incorporate the North Shore Fire Department of Staten Island." (No. 575.)

"An act to facilitate the improvement of the Clove road and Oak street in the town of Middletown, Richmond county." (No. 659.)

"An act declaring Otter creek, its tributaries, and Independence creek and its tributaries, in the county of Lewis, public highways for the passage of merchantable products of the forest." (No. 892.)

"An act to amend chapter 239 of the Laws of 1866, entitled 'An act to incorporate the Poughkeepsie Associated Fire Department of the city of Poughkeepsie.'" (No. 140.)

"An act to amend chapter 264 of the Laws of 1838, entitled 'An act to incorporate the village of Kinderhook, in the county of Columbia.'" (No. 737.)

"An act to provide a mode for ultimate disposition of property belonging to the Jubilee Water System, in the city of Buffalo, and investment of the proceeds." (No. 57.)

"An act to amend chapter 74 of the Laws of 1870, entitled 'An act in relation to the records of surrogates' courts.'" (No. 890.)

"An act to amend section 3 of article 1 of title 4 of chapter 2 of part 4 of the Revised Statutes." (No. 271.)

"An act to amend section 10 of article 1 of title 3, chapter 13, part 1 of the Revised Statutes, of the collection of taxes, the disposition to be made of the moneys collected and the proceedings in relation to unpaid taxes." (No. 231.)

"An act to amend chapter 76 of the Laws of 1888, entitled 'An act to incorporate the fire department of the town of Flatbush, Kings county, N. Y.'" (No. 672.)

"An act relative to sales by sheriffs of real property under execution." (No. 590.)

"An act to repeal chapter 912 of the Laws of 1867, entitled 'An act authorizing the election of a police justice in the village of Fishkill Landing, the building of a jail and appointing police officers therein and keeper of jail.'" (No. 673.)

"An act for the relief of James C. Hale." (No. 146.)

"An act relating to foreign co-operative loan and building associations and other similar associations doing business in the State of New York, and requiring them to report to the Superintendent of the Banking Department." (No. 784.)

"An act to authorize gifts, devises and bequests of real and personal property to trustees and their successors in perpetuity as a corporation, in trust for the purposes of creating and maintaining public parks." (No. 297.)

"An act to close part of the old Bushwick road or avenue in the city of Brooklyn." (No. 891.)

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Curtis, the House adjourned.

THURSDAY, APRIL 10, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Albert Foster.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

Mr. Bennett, from the committee on canals, to which was referred the bill introduced by Mr. J. H. Stevens, Int. No. 943, entitled "An act making an appropriation for repairing what is known as the second level and State ditch of the Cayuga and Seneca canal, at Seneca Falls," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the bill introduced by Mr. Willis, Int. No. 804, entitled "An act to provide for repairing and reconstructing the banks and channel of Glen creek, in the village of Watkins, and making an appropriation therefor," reported in favor of the passage of the same, with the following amendment:

Section 1, line 1, strike out the word "ten" and insert the word "five."

JOHN P. BENNETT,
Chairman.

Which report was agreed to.

Mr. Willis asked unanimous consent that said bill be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Haffner	Miller	Sheehan
Adams	Crawford	Harwood	Monaghan	Shields
Andrus	Currier	Henderson	Mott	Stevens, W. C.
Bennett	Curtis	Johnson, H. C.	Mullaney	Stranahan
Blanchfield	Dempsey	Kimball	Pearsall	Tompkins
Bradford	Dinkelspiel	Kurth	Peck	Towne
Brady	Duffy	Lane, H. J.	Rhodes	Treadway
Burns, J. I.	Endres	Larmon	Riley	Van Vranken
Bush, R. P.	Fish	Lewis, B. B.	Sage	Webster
Byrne	Gillice	L'Hommedieu	Saunders	Weed
Byrnes	Greene	McBride	Sawmiller	White
Connelly	Guenther	McKnight	Schaaff	Wills
Cooney	Guibord	Menninger	Selleck	Wissig
Cornell				

Unanimous consent having been granted, said bill was placed on the order of third reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Hitt, Int. No. 269, entitled "An act to authorize the Watervliet Turnpike and Railroad Company to

operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy," reported in favor of the passage of the same, with the following amendment:

Section 1, line 5, after the word "Troy" add the words "at such rate of charge as is fixed by the charter of said Troy and West Troy Bridge Company."

W. H. KIMBALL,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Duffy, Int. No. 866, entitled "An act authorizing railroad corporations which have purchased the right, franchise and privilege of using streets, roads, avenues, parks or public places at public auction for a percentage per annum of their gross receipts, to use the tracks of other railroad companies for a distance not exceeding 2,000 feet," reported adversely thereto.

Mr. Duffy moved to disagree with said report, and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said adverse report was then agreed to and the bill rejected.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Weed, Int. No. 856, entitled "An act to repeal chapter 187 of the Laws of 1876, entitled 'An act to authorize the use of steam power upon Atlantic avenue, east of Flatbush avenue, in the city of Brooklyn,'" reported adversely thereto.

Mr. Weed moved to disagree with said report, and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 47}
{NOES 47}

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Monaghan	Sohmer
Ballantine	Currier	Johnson, I. S.	Mullaney	Stewart
Blanchfield	Dempsey	Kurth	O'Connor, J. K.	Thompson
Blumenthal	Duffy	Lane, O. F.	Rhodes	Tompkins
Brady	Endres	Martin	Sawmiller	Towne
Burns, W. B.	Fish	McBride	Schaaff	Webster
Bush, R. P.	Gretsinger	McTernan	Selleck	Weed
Byrne	Guenther	Menninger	Sheehan	White
Byrnes	Haffner	Miller	Shields	Wissig
Connolly	Henderson			

Those who voted in the negative, were

Acker	Curtis	Guibord	King	Sheffer
Adams	Davis	Harwood	Larmon	Stevens, J. H.
Andrus	Decker	Hitt	Lewis, R. J.	Stevens, W. C.
Bennett	Deyo	Johnson, A.	Mitchell	Stranahan

Boyce	Dickinson	Johnson, H.C.	Nixon	Sulzer
Bradford	Dinkelspiel	Johnson, R.S.	Pearsall	Townsend
Bridges	Fitts	Jones	Peck	Treadway
Burns, J. I.	Gillice	Kill	Pierson	Van Vranken
Cooney	Greene	Kimball	Saunders	Willis
Crawford	Groat			

Said adverse report was then agreed to, and the bill rejected.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Van Gorder, Int. No. 212, entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 182, entitled "An act to repeal chapter 608 of the Laws of 1887, entitled 'An act to extend the charter of the Delhi and Hudson River Railroad Company,'" reported in favor of the passage of the same, which report was agreed to.

Mr. Ballantine asked unanimous consent that said bill be substituted for Assembly bill No. 827, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrne	Fitts	Kill	Nixon
Acker	Connelly	Gillice	Kimball	O'Connor, J.K.
Adams	Cornell	Greene	Kurth	Pealer
Andrus	Crawford	Groat	Lane, H. J.	Pearsall
Bennett	Currier	Guenther	Lane, O. F.	Riley
Blanchfield	Curtis	Haffner	Larmon	Saunders
Blumenthal	Davis	Henderson	Martin	Shields
Boyce	Decker	Huson	McKnight	Stevens, J. H.
Bradford	Dempsey	Johnson, A.	McTernan	Thompson
Brady	Deyo	Johnson, H.C.	Miller	Tompkins
Bridges	Dickinson	Johnson, I. S.	Mitchell	Webster
Burns, J. I.	Dinkelspiel	Johnson, R.S.	Monaghan	Willis
Burns, W. B.	Fish	Jones	Mott	Wissig

Unanimous consent having been granted, said bill was substituted and placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 179, entitled "An act to amend chapter 252 of the Laws of 1884, entitled 'An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred

the bill introduced by Mr. Gardenier, Int. No. 1039, entitled "An act to amend subdivision 6 of section 1031 of the Code of Civil Procedure, relating to exemption of jurors," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Boyce, Int. No. 899, entitled "An act to amend section 426 of the Penal Code," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Boyce, Int. No. 893, entitled "An act to amend section 56 of the Code of Criminal Procedure," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Acker, Int. No. 374, entitled "An act to amend the Penal Code by adding thereto an additional section, to be known as '§ 254a,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 7, after the word "serial" strike out the word "for" and insert the words "and causes the," and at the end of line 2, strike out the word "false."

Same section, line 8, strike out the word "or" at the beginning of line.

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 613, entitled "An act to amend section 1561 of the Code of Civil Procedure," reported in favor of the passage of the same, with the following amendments:

Section 1, lines 10 and 12, strike out the words "or in the county of Kings."

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 614, entitled "An act to amend section 3256 of the Code of Civil Procedure," reported in favor of the passage of the same with the following amendments:

Section 1, line 12, after the word "charges" insert the words "not exceeding the amount of such legal fees."

Same section, line 15, strike out the words "or in the county of Kings."

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. W. C. Stevens, Int. No. 304, entitled "An act to amend section 392 of the Code of Civil Procedure, relative to the limitation of actions by executors and administrators," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Hitt, Int. No. 161, entitled "An act to amend section 635 of the Penal Code," reported in favor of concurring in the Senate amendments, with the following further amendments:

(Reference being had to Senate amendments):

Section 1, subdivision 1, line 3, after the word "embankment" insert the word "or," and in same line place a comma after the word "structure."

Same section, line 5, after the word "steam" insert the words "or by," and after the word "horses" change the comma to a semicolon, and after the word "or" strike out the colon.

Subdivision 2, line 2, change the comma to a semicolon.

Subdivision 3, line 4, change the comma to a semicolon.

Subdivision 4, line 5, after the word "with" insert a comma.

Same subdivision, line 6, after the word "road" insert a comma.

Same subdivision, line 7, after the word "any" insert the word "such."

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments, and request their concurrence in further amendments.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Stein, Int. No. 279, entitled "An act to amend section 507 of the Code of Criminal Procedure, relating to the infliction of the death penalty," reported adversely thereto.

Mr. Peck moved to disagree with said report, and that the bill be placed on the order of second reading, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Pearsall, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Richardson, Int. No. 228, entitled "An act to amend chapter 397 of the Laws of 1889, entitled 'An act to regulate the duties of health officers or other officials in the seizure and destruction of milk,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 108, entitled "An act to establish a State printing office and to create the office of superintendent of State printing," reported the same for the consideration of the House (Mr. Sheehan dissenting as to the manner of appointment of the superintendent of the State printing bureau), with the following amendments:

Section 2, line 1, strike out the word "Governor" and insert the word "Lieutenant-Governor."

Same section, line 2, after the word "State" insert the words "and the Speaker of the House," and after the word "appoint" strike out the words "by and with the advice and consent of the Senate."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill ordered printed, **as** amended, and placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 180, entitled "An act making an appropriation for the extension of the north wing of the New York State Reformatory at Elmira, and for the purchase of materials therefor," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Kimball, Int. No. 980, entitled "An act to amend chapter 363 of the Laws of 1886, entitled 'An act to amend, revise and consolidate the general acts relating to the village of Canton, and to enlarge the powers of the corporation of said village,' as amended by chapter 434 of the Laws of 1889, relating to the boundaries of said village," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 229, entitled "An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount

Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village, and to confirm and extend the powers of the corporation of said village," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Hawkins, Int. No. 223, entitled "An act to amend chapter 259 of the Laws of 1867, entitled 'An act to incorporate the village of College Point, in Queens county,' and the acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Brown, Int. No. 217, entitled "An act to authorize the village of Edgewater to create a debt for the purpose of paying for the construction of a drain and sluice along St. Mary's avenue, New York avenue and Maple avenue, in said village, to tide water," reported in favor of the passage of the same, which report was agreed to.

Mr. Cornell asked unanimous consent that said bill be substituted for Assembly bill No. 901, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Gillice	L'Hommedieu	Shields
Acker	Currier	Greene	Martin	Sohmer
Andrus	Curtis	Guenther	McKnight	Stevens, J. H.
Ballantine	Davis	Guibord	McTernan	Stevens, N.
Bennett	Decker	Haffner	Menninger	Stevens, W. C.
Blanchfield	Dempsey	Henderson	Mitchell	Stranahan
Blumenthal	de Peyster	Hoag	O'Connor, J. K.	Thompson
Burns, J. I.	Deyo	Johnson, A.	Pearsall	Tompkins
Burns, W. B.	Dickinson	Johnson, H. C.	Pierson	Towne
Bush, R. P.	Dinkelspiel	Johnson, I. S.	Riley	Townsend
Byrne	Duffy	Kurth	Saunders	Treadway
Connelly	Fish	Lane, O. F.	Selleck	Webster
Coons	Fitts	Larmon	Sheffer	Wissig
Cornell				

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of third reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 224, entitled "An act to amend chapter 609 of the Laws of 1887, entitled 'An act to provide and establish a permanent system of sewerage and drainage in the village of White Plains, and in relation to the construction of said system,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to

which was referred the Senate bill introduced by Mr. Robertson, Int. No. 225, entitled "An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First regiment of the New York volunteers in the United States war with Mexico, in the years 1846, 1847 and 1848." (No. 597.)

"An act to amend section 3 of title 3 and section 2 of title 5 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 959.)

"An act to authorize the village of Edgewater to create a debt for the purpose of paying for the construction of a drain and sluice along Saint Mary's avenue, New York avenue and Maple avenue in said village to tide water." (No. 901.)

"An act to authorize the Orleans County Agricultural Society to borrow money to pay its indebtedness and to secure the payment thereof, by its bond and mortgage on its real estate." (No. 924.)

"An act to amend section 2615 of the Code of Civil Procedure, relative to persons to be cited upon a petition being presented for probate of a will." (No. 820.)

"An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates." (No. 915.)

"An act to enable the city of Albany to extend and complete the Beaver creek sewer in the city of Albany, and to provide for the expense thereof." (No. 1038.)

"An act making an appropriation for building 2,000 lineal feet of vertical wall on the berme side of the Erie canal in the city of Utica from the starch factory bridge (or Gilbert street bridge) so called, in the city of Utica, to a point 2,000 feet easterly therefrom." (No. 306.)

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 262 of the Laws of 1887." (No. 1035.)

"An act to amend section 322 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'" (No. 1034.)

"An act to authorize the common council of the city of Kingston to borrow money to supply efficiency in its general fund." (No. 1131.)

"An act further to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' and the several acts additional thereto and amendatory thereof." (No. 1124.)

"An act to establish a code of evidence." (No. 1041.)

"An act changing the name of 'The Willard Asylum for the Insane' to 'The Willard State Hospital.'" (No. 958.)

"An act to amend chapter 468 of the Laws of 1889, entitled 'An act to provide for the preliminary education of medical students.'" (No. 961.)

"An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village and to confirm and extend the powers of the corporation of said village.'" (No. 914.)

"An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn.'" (No. 1129.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Wilbur W. Fish against the State for damages arising from the killing of a glandered horse by and under the direction of the board of health of the town of Chemung, in the county of Chemung." (No. 822.)

"An act to amend section 764 of the Code of Civil Procedure." (No. 704.)

"An act to amend section 3063 of the Code of Civil Procedure." (No. 1036.)

"An act to legalize the proceedings for the incorporation of the village of South Mount Vernon, in the county of Westchester, and to provide for actions and special proceedings in certain cases against said village, and executions thereon." (No. 712.)

"An act to enable the city of Albany to procure additional land for park purposes, and to repeal chapter 476 of the Laws of 1886, entitled 'An act authorizing the board of commissioners of the Washington park of the city of Albany to acquire real estate on the west side of South Pearl street, in the city of Albany, for the purpose of a public park, and a roadway in connection therewith.'" (No. 1037.)

"An act to incorporate the 'East River Bridge Company' for the purpose of constructing and maintaining a permanent bridge for passengers and other traffic over the waters between New York and Brooklyn cities, together with all necessary connections, appurtenances, approaches thereto, and stations." (No. 871.)

"An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies.'" (No. 1040.)

"An act to amend chapter 647 of the Laws of 1887, entitled 'An act to regulate the licensing and registration of physicians and surgeons, and to codify the medical laws of the State of New York.'" (No. 960.)

"An act for the preservation and protection of the shell-fisheries in the waters of the South bay, in the county of Suffolk, and to repeal chapter 234 of the Laws of 1870." (No. 1012.)

"An act to create a board of commissioners to be known as commissioners of the county farm of the county of Kings, and define their powers and duties." (No. 1096.)

"An act relating to the repair and improvement of public highways and other town roads, and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks." (No. 1119.)

"An act to authorize the commissioner of city works of the city of Brooklyn to increase the office accommodation of the department of collection of said city in the municipal building, and to provide for the payment therefor." (No. 998.)

"An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions.'" (No. 131.)

"An act making an appropriation for public and legislative printing for the State." (No. 1134.)

"Concurrent resolution proposing an amendment of section 2 of article 6 of the Constitution, relative to the Court of Appeals." (No. 8.)

"An act to amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads.'" (No. 1044.)

"An act to authorize the purchase of a site and the erection thereon of a public building, and creating a board of trustees of public buildings, in and for the village of Little Falls." (No. 1125.)

"An act to amend section 4 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interest in the city of Brooklyn,' and the several acts amendatory thereof, relating to police and excise." (No. 221.)

Mr. Saunders, from the committee on public education, reported a bill entitled "An act to require fire escapes in connection with certain school buildings" (Int. No. 1130), which was read the first time and placed on the order of second reading.

Mr. Towne moved to take from the table the motion to disagree with the adverse report of the committee on insurance on the bill (Int. No. 112) entitled "An act fixing the amount to be paid on a policy of insurance," and that the same be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

The question recurring upon the motion of Mr. Towne to disagree with said report,

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Towne, and it was determined in the negative.

{ AYES 22 }
 { NOES 61 }

Those who voted in the affirmative, were

Ballantine	Gillice	L'Hommedieu	O'Connor, J. K.	Thompson
Blanchfield	Guenther	Mullaney	O'Hare	Tompkins
Coons	Huson	Nixon	Sawmiller	Towne
Dempsey	Johnson, R. S.	O'Connor, J. J.	Schaaff	Wissig
Endres	Kurth			

Those who voted in the negative, were

Abbey	Clarke	Fitts	McBride	Sheffer
Acker	Connelly	Gretsinger	McKnight	Shields
Adams	Cooney	Guibord	McTernan	Sohmer
Andrus	Crawford	Henderson	Miller	Stevens, J. H.
Bennett	Curtis	Hoag	Monaghan	Stevens, W. C.
Blumenthal	Davis	Johnson, A.	Mott	Stewart
Bradford	Decker	Johnson, H. C.	Page	Stranahan
Brady	de Peyster	Kimball	Pierson	Sulzer
Bridges	Dickinson	King	Sage	Treadway
Burns, J. I.	Dinkelspiel	Lane, O. F.	Saunders	Webster
Burns, W. B.	Everett	Lewis, R. J.	Selleck	White
Byrne	Fish	Mase	Sheehan	Willis
Byrnes				

Said adverse report was then agreed to and the bill rejected.

By unanimous consent,

Mr. Mott (from his seat) introduced a bill entitled "An act to amend chapter 81 of the Laws of 1886, entitled 'An act to amend chapter 335 of the Laws of 1869, entitled An act to provide a charter for the village of Oneida,' and to revise and consolidate the several acts in relation to said village" (Int. No. 1131), which was read the first time and referred to the committee on affairs of villages.

By unanimous consent,

Mr. Speaker introduced a bill entitled "An act to exempt certain property, real and personal, of the House of the Good Shepherd from taxation" (Int. No. 1132), which was read the first time and referred to the committee on taxation and retrenchment.

A message from the Senate was received and read in the words following:

Resolved, That a respectful message be sent to the Assembly requesting the return to the Senate of Senate bill No. 345, entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled An act to prevent deception in sales of dairy products,'" for the purposes of amendment.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

Mr. Speaker presented the thirteenth annual report of the Western New York Institution for Deaf-Mutes, which was laid upon the table and ordered printed.

(See Doc. No. 88.)

The Senate returned the following concurrent resolution, with a message that they have concurred in the passage of the same:

Resolved (if the Senate concur), That the contract for printing in Sing Sing prison, made on the 10th day of November, 1889, by and between A. A. Brush, agent and warden of said prison, and Horatio N. Davis, of Brooklyn, and approved by the Superintendent of Prisons, General Lathrop, be by said prison authorities declared null and void.

Mr. Speaker announced the calendar of the day.

Mr. Speaker announced the special order, being the third reading of the bill (No. 1214) entitled "An act to authorize the common council of the city of Utica to raise by tax and disburse money in providing an additional engine-house in said city."

Said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 98}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Hitt	McBride	Schaaff
Acker	Currier	Hoag	McKnight	Selleck
Adams	Curtis	Huson	McTernan	Sheehan
Andrus	Davis	Johnson, A.	Miller	Sheffer
Ballantine	Decker	Johnson, H. C.	Monaghan	Shields
Bennett	Dempsey	Johnson, I. S.	Mullaney	Sohmer
Blanchfield	de Peyster	Johnson, R. S.	Nixon	Stevens, J. H.
Blumenthal	Deyo	Jones	Nolan	Stevens, N.
Boyce	Dickinson	Kill	O'Connor, J. J.	Stevens, W. C.
Bradford	Dinkelspiel	Kimball	O'Connor, J. K.	Stranahan
Brady	Duffy	King	O'Hare	Sullivan
Bridges	Endres	Kurth	Page	Sulzer
Burns, W. B.	Fish	Lane, H. J.	Pealer	Thompson
Byrne	Fitts	Lane, O. F.	Pearsall	Tompkins
Byrnes	Gillice	Larmon	Peck	Towne
Clarke	Groat	Lewis, B. B.	Riley	Townsend
Connelly	Guenther	Lewis, R. J.	Sage	Webster
Cooney	Guibord	L'Hommedieu	Saunders	Willis
Cornell	Haffner	Martin	Sawmiller	Wissig
Courtney	Henderson	Mase		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish moved a call of the members of the House, excepting ladies and gentlemen who were present and seated.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Abbey	Currier	Hitt	McTernan	Selleck
Acker	Curtis	Hoag	Menninger	Sheehan
Adams	Davis	Huson	Miller	Sheffer
Andrus	Decker	Johnson, A.	Mitchell	Shields
Ballantine	Dempsey	Johnson, I. S.	Monaghan	Sohmer
Bennett	de Peyster	Johnson, R.S.	Mott	Stevens, J. H.
Blanchfield	Deyo	Jones	Mullaney	Stevens, W. C.
Blumenthal	Dickinson	Kelly	Nixon	Stewart
Boyce	Dinkelspiel	Kerrigan	Nolan	Stranahan
Bradford	Duffy	Kill	O'Connor, J.J.	Sullivan.
Brady	Endres	Kimball	O'Connor, J.K.	Sulzer
Bridges	Everett	King	O'Hare	Thompson
Burns, J. I.	Fish	Kurth	Page	Towne
Burns, W. B.	Fitts	Lane, H. J.	Pealer	Townsend
Bush, R. P.	Gillice	Lane, O. F.	Pearsall	Tompkins
Byrne	Greene	Larmon	Peck	Treadway
Byrnes	Gretsinger	Lewis, B. B.	Rhodes	Van Vranken
Clarke	Groat	Lewis, R. J.	Riley	Webster
Connelly	Guenther	L'Hommedieu	Sage	White
Cooney	Guibord	Martin	Saunders	Willis
Cornell	Haffner	Mase	Sawmiller	Wissig
Courtney	Harwood	McBride	Schaaff	Speaker
Crawford	Henderson	McKnight		

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Messrs. Barton, Gibbs, Loder and Whipple were excused.

Mr. Sheehan moved that further proceedings under the call of the House be dispensed with.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House with Messrs. Weed, Pierson and H. C. Johnson, each of whom, upon giving satisfactory explanation for having been absent, was excused.

Mr. Fish moved to suspend further proceedings under the call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to take from the table the motion to reconsider the vote by which Senate bill No. 290, entitled "An act to facilitate State commerce by increasing and improving the lockage capacity of the Erie and Oswego canals, and to improve the Erie, Oswego, Black River, Cayuga and Seneca and Champlain canals, and to complete the bottoming of it of the Albany basin of the Erie canal" (Rec. No. 119) was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The question recurring upon reconsidering the vote by which said bill was lost,

Mr. Fish moved to lay the motion of Mr. Sheehan upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 51}
{NOES 61}

Those who voted in the affirmative, were

Abbey	Decker	Johnson, H. C.	Miller	Selleck
Acker	de Peyster	Johnson, I. S.	Mitchell	Sheffer
Ballantine	Deyo	Johnson, R. S.	Mott	Stevens, W. C.
Bennett	Dickinson	Jones	Nixon	Stewart
Bradford	Everett	Kimball	Pealer	Stranahan
Bridges	Fish	Lane, H. J.	Pearsall	Thompson
Burns, J. I.	Fitts	Lane, O. F.	Peck	Tompkins
Burns, W. B.	Groat	Larmon	Pierson	Towne
Crawford	Harwood	Lewis, B. B.	Rhodes	Weed
Curtis	Hoag	Mase	Saunders	White
Davis				

Those who voted in the negative, were

Andrus	Courtney	Hitt	Menninger	Sheehan
Blanchfield	Currier	Johnson, A.	Monaghan	Shields
Blumenthal	Dempsey	Kelly	Mullaney	Sohmer
Boyce	Dinkelspiel	Kerrigan	Nolan	Stein
Brady	Duffy	Kill	O'Connor, J. J.	Stevens, J. H.
Bush, R. P.	Endres	King	O'Connor, J. K.	Sullivan
Byrne	Gillice	Lewis, R. J.	Page	Sulzer
Byrnes	Greene	L'Hommedieu	Rice	Townsend
Clarke	Guenther	Martin	Riley	Treadway
Connelly	Guibord	McBride	Sage	Van Vranken
Cooney	Haffner	McKnight	Sawmiller	Webster
Coons	Henderson	McTernan	Schaaff	Wissig
Cornell				

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 49}

Those who voted in the affirmative, were

Andrus	Currier	Hoag	Monaghan	Shields
Blanchfield	Dempsey	Johnson, A.	Mullaney	Sohmer
Blumenthal	Dinkelspiel	Johnson, H. C.	Nolan	Stevens, J. H.
Boyce	Duffy	Kelly	O'Connor, J. J.	Stranahan
Brady	Endres	Kerrigan	O'Connor, J. K.	Sullivan
Bush, R. P.	Gillice	King	O'Hare	Sulzer
Byrne	Greene	Lewis, R. J.	Page	Townsend
Byrnes	Gretsinger	L'Hommedieu	Rice	Treadway
Clarke	Guenther	Martin	Riley	Van Vranken
Connelly	Guibord	McBride	Sawmiller	Webster

Cooney	Haffner	McKnight	Schaaff	Weed
Coons	Henderson	McTernan	Selleck	Willis
Cornell	Hitt	Menninger	Sheehan	Wissig
Courtney				

Those who voted in the negative, were

Abbey	Davis	Huson	Miller	Saunders
Acker	Decker	Johnson, I. S.	Mitchell	Sheffer
Ballantine	de Peyster	Johnson, R. S.	Mott	Stein
Bennett	Deyo	Jones	Nixon	Stevens, W. C.
Bradford	Dickinson	Kimball	Pealer	Stewart
Bridges	Everett	Lane, H. J.	Pearsall	Thompson
Burns, J. I.	Fish	Lane, O. F.	Peck	Tompkins
Burns, W. B.	Fitts	Larmon	Pierson	Towne
Crawford	Groat	Lewis, B. B.	Rhodes	White
Curtis	Harwood	Mase	Sage	

The vote by which said bill was lost having been reconsidered, Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 67}
{NOES 48}

Those who voted in the affirmative, were

Andrus	Currier	Johnson, A.	Monaghan	Shields
Blanchfield	Dempsey	Johnson, H. C.	Mullaney	Sohmer
Blumenthal	Dinkelspiel	Kelly	Nolan	Stein
Boyce	Duffy	Kerrigan	O'Connor, J. J.	Stevens, J. H.
Brady	Endres	King	O'Connor, J. K.	Stranahan
Bush, R. P.	Gillice	Kurth	O'Hare	Sullivan
Byrne	Greene	Lewis, R. J.	Page	Sulzer
Byrnes	Gretsinger	L'Hommedieu	Rice	Townsend
Clarke	Guenther	Martin	Riley	Treadway
Connelly	Guibord	McBride	Sawmiller	Van Vranken
Cooney	Haffner	McKnight	Schaaff	Webster
Coons	Henderson	McTernan	Selleck	Weed
Cornell	Hitt	Menninger	Sheehan	Wissig
Courtney	Hoag			

Those who voted in the negative, were

Abbey	Davis	Harwood	Miller	Sage
Acker	Decker	Huson	Mitchell	Saunders
Ballantine	de Peyster	Johnson, I. S.	Mott	Sheffer
Bennett	Deyo	Jones	Nixon	Stevens, W. C.
Bradford	Dickinson	Kimball	Pealer	Stewart
Bridges	Everett	Lane, H. J.	Pearsall	Thompson
Burns, J. I.	Fish	Lane, O. F.	Peck	Tompkins
Burns, W. B.	Fitts	Larmon	Pierson	Towne
Crawford	Gardenier	Lewis, B. B.	Rhodes	White
Curtis	Groat	Mase		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 443) entitled "An act to repeal section 1 of chapter 380 of the Laws of 1889, entitled 'An act to regulate the rate of wages on all public works in this State, and to define what laborers shall be employed thereon,'" having been announced for a third reading, and read the third time,

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Fish moved a call of the House.

Mr. Sheehan raised the point of order that the bill having been read through, nothing was in order but the calling of the roll.

Mr. Speaker decided the point of order well taken.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 47}

Those who voted in the affirmative, were

Abbey	Decker	Henderson	Lewis, R. J.	Saunders
Acker	de Peyster	Hoag	L'Hommedieu	Selleck
Adams	Deyo	Huson	Mase	Sheffer
Andrus	Dickinson	Johnson, A.	Miller	Stevens, W. C.
Ballantine	Everett	Johnson, I. S.	Mitchell	Stewart
Bennett	Fish	Johnson, R. S.	Mott	Stranahan
Bradford	Fitts	Jones	Nixon	Thompson
Bridges	Gardenier	Kimball	Pealer	Towne
Burns, W. B.	Greene	King	Pearsall	Treadway
Coons	Gretsinger	Lane, H. J.	Peck	Van Vranken
Crawford	Groat	Lane, O. F.	Pierson	Weed
Currier	Guibord	Larmon	Rhodes	White
Curtis	Harwood	Lewis, B. B.	Sage	Willis
Davis				

Those who voted in the negative, were

Blanchfield	Courtney	Kerrigan	Mullaney	Shields
Blumenthal	Dempsey	Kill	Nolan	Sohmer
Boyce	Dinkelspiel	Kurth	O'Connor, J. J.	Stein
Brady	Duffy	Martin	O'Connor, J. K.	Sullivan
Byrne	Endres	McBride	O'Hare	Sulzer
Byrnes	Gillice	McKnight	Rice	Tompkins
Clarke	Guenther	McTernan	Riley	Townsend
Connolly	Haffner	Menninger	Schaaff	Webster
Cooney	Hitt	Monaghan	Sheehan	Wissig
Cornell	Kelly			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

MR. SPEAKER.—The Chair observes upon the floor in the rear of the chamber, a delegation from the Real Estate Exchange of the city of New York, one of the greatest institutions of that Metropolis. With the permission of the House the gentlemen will be invited within the rail. There being no objection, the Sergeant-at-Arms will open the gates and invite the gentlemen to the floor. The Chair understands that these gentlemen have brought to the Legislature a petition, which they desire to present in open House in favor of rapid transit in the city of New York, and that petition is in the hands of Mr. Connelly. Am I right, Mr. Connelly?

MR. CONNELLY.—Mr. Scott has it, and he told me he would present it on the part of the delegation.

MR. SPEAKER.—If there is no objection, it will be received in open House. There being no objection, Mr. Connelly will hand the petition to the clerk.

The petition was presented and read by the Clerk, and referred to the committee on railroads.

Mr. Dinkelspiel presented several petitions protesting against the passage of Assembly bill No. 1122, entitled "An act to amend the Revised Statutes, relative to property exempt from taxation, and to provide for the just and equitable assessment and taxation of property," which were read and referred to the committee on taxation and retrenchment.

The Senate sent for concurrence the following entitled bills:

"An act to amend sections 702, 703, 704, 705, 708 and 709 of the Code of Criminal Procedure, in relation to jurors in courts of special sessions" (Rec. No. 233), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank-roads, and to defray the expense thereof by local assessments of fifteen equal installments'" (Rec. No. 234), which was read the first time.

Mr. Guenther asked unanimous consent that said bill be substituted for Assembly bill No. 735, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Currier	Guibord	Martin	Schaaff
Acker	Curtis	Harwood	McBride	Selleck
Adams	Davis	Henderson	McTernan	Sheehan
Andrus	Decker	Huson	Miller	Sheffer
Bennett	de Peyster	Johnson, A.	Mitchell	Shields
Blanchfield	Deyo	Johnson, H.C.	Monaghan	Stevens, J. H.
Boyce	Dickinson	Johnson, I. S.	Nixon	Stevens, W. C.
Bridges	Dinkelspiel	Johnson, R.S.	O'Connor, J.J.	Stewart
Burns, W. B.	Duffy	Jones	Page	Towne
Byrne	Endres	Kelly	Pealer	Townsend
Byrnes	Everett	Kill	Pearsall	Treadway

Clarke	Fish	Kimball	Peck	Van Vranken
Cooney	Gardenier	Kurth	Pierson	Webster
Coons	Greene	Lane, H. J.	Rhodes	White
Cornell	Gretsinger	Lane, O. F.	Saunders	Willis
Courtney	Groat	Lewis, B. B.	Sawmiller	Wissig
Crawford	Guenther	L'Hommedieu		

Unanimous consent having been granted, said bill was substituted and placed on the order of third reading.

"An act relating to the repair and improvement of highways and other town roads and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks" (Rec. No. 235), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 12 of chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887" (Rec. No. 236), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in respect to election districts" (Rec. No. 237), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' and the several acts amendatory thereof" (Rec. No. 238), which was read the first time and referred to the committee on affairs of cities.

"An act to enable the ladies depository, a charitable corporation, to terminate its existence and to distribute its surplus funds" (Rec. No. 239), which was read the first time and referred to the committee on charitable and religious societies.

"An act to further amend section 50 of title seven of chapter 555 of the laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' authorizing the boards of education and trustees of school districts to purchase national flags for school-houses and to care for the same" (Rec. No. 240), which was read the first time and referred to the committee on public education.

"An act to amend sections 1288 and 1372 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York'" (Rec. No. 241), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate the New York and New England Agricultural and Industrial Society" (Rec. No. 242), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 341 of the Laws of 1872, entitled 'An act in reference to the Young Men's Association for mutual improvement in the city of Albany'" (Rec. No. 243), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Fish in the chair.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Boyce, Int. No. 1004, entitled "An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 8, after the word "appointive" strike out the remainder of the line.

Same section, strike out all of lines 9, 10, 11, 12 and 13, and in line 14 strike out the words "hereinafter provided."

Same section, line 22, add after the word "commissioner" the words "But this act shall not affect any of the present police commissioners during their present term of office."

R. S. JOHNSON,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 193, entitled "An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled An act to incorporate the village of White Plains,' passed April 3, 1866, and the several acts amendatory thereof," reported in favor of the passage of the same with the following amendments:

(Reference to engrossed bill.)

Section 1, line 15, after the word "to" insert the words "or shall hold."

Same section, line 21, after the word "of" strike out the words "five hundred" and insert the words "one thousand," and after the word "dollars" insert the words "all of which facts shall be inserted in the oath of office of such trustee, with a description of such real property."

Same section, line 24, after the word "of" strike out the word "five."

Same section, line 25, after the word "of" strike out the word "hundred" and insert in place thereof the words "one thousand."

Section 2, line 17, after the word "board" insert the words "but who shall be the owner of real property in said village, and be assessed on the assessment-roll of said village for the year next preceding the election for such real property at the sum of at least \$1,000 dollars."

Same section, line 50, after the word "least" strike out the words "five hundred" and insert the words "one thousand."

Section 13, subdivision 5, lines 2 and 3, strike out the words "three thousand five hundred" and insert the words "five thousand dollars."

Section 4, line 26, after the word "of," strike out the word "three" and insert the word "two."

R. S. JOHNSON,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Rhodes asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	McTernan	Sheehan
Acker	Currier	Haffner	Menninger	Sheffer
Adams	Curtis	Huson	Miller	Sohmer
Andrus	Davis	Johnson, A.	Mitchell	Stein
Bennett	Decker	Johnson, H.C.	Monaghan	Stevens, J. H.
Blanchfield	Dempsey	Johnson, I.S.	Mott	Stevens, W. C.
Blumenthal	Deyo	Johnson, R.S.	Nixon	Stewart
Bradford	Dickinson	Jones	O'Connor, J.K.	Stranahan
Bridges	Dinkelspiel	Kelly	O'Hare	Thompson
Burns, J. I.	Duffy	Kill	Page	Tompkins
Burns, W. B.	Endres	Lane, H. J.	Pealer	Towne
Byrne	Everett	Larmon	Pearsall	Townsend
Byrnes	Fish	Lewis, B. B.	Peck	Treadway
Clarke	Fitts	Lewis, R. J.	Pierson	Van Vranken
Connelly	Greene	L'Hommedieu	Rhodes	Webster
Cooney	Gretsinger	Martin	Sawmiller	Weed
Cornell	Groat	Mase	Schaaff	Willis
Courtney	Guenther			

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Dempsey	Huson	McTernan	Sage
Acker	Deyo	Johnson, A.	Menninger	Saunders
Adams	Dickinson	Johnson, H.C.	Miller	Sawmiller
Andrus	Dinkelspiel	Johnson, I. S.	Mitchell	Schaaff
Bennett	Duffy	Johnson, R.S.	Monaghan	Sheffer
Blanchfield	Endres	Jones	Mott	Shields
Blumenthal	Everett	Kelly	Nixon	Sohmer
Bridges	Fish	Kill	O'Connor, J.J.	Stevens, J. H.
Burns, J. I.	Fitts	King	O'Connor, J.K.	Stevens, W. C.
Burns, W. B.	Gillice	Kurth	O'Hare	Stewart
Clarke	Greene	Lane, H. J.	Page	Thompson
Connelly	Gretsinger	Lane, O. F.	Pealer	Tompkins
Cornell	Groat	Larmon	Pearsall	Townsend
Courtney	Guenther	Lewis, B. B.	Peck	Van Vranken
Crawford	Guibord	Lewis, R. J.	Pierson	Webster

Currier	Haffner	L'Hommedieu	Rhodes	Willis
Davis	Harwood	McBride	Rice	Wissig
Decker				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate again sent for concurrence the following entitled bill:

"An act providing for the election of a commission of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city" (Rec. No. 148), which was read the first time and referred to the committee on affairs of cities.

Mr. Everett asked unanimous consent to introduce a bill from his seat.

Objected to by Mr. Sheehan.

The Senate bill (No. 161) entitled "An act to amend section 3 of chapter 175 of the Laws of 1870, entitled 'An act regulating the sale of intoxicating liquors'" (Rec. No. 67), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 9 }

Those who voted in the affirmative, were

Abbey	Dinkelspiel	Huson	Monaghan	Sheehan
Blanchfield	Duffy	Johnson, A.	Nixon	Sheffer
Blumenthal	Endres	Johnson, H. C.	O'Connor, J. J.	Shields
Boyce	Everett	Kelly	O'Connor, J. K.	Sohmer
Brady	Fish	Kerrigan	Page	Stein
Burns, W. B.	Gillice	Kill	Pealer	Stevens, J. H.
Byrne	Greene	Kurth	Pearsall	Sullivan
Byrnes	Gretsinger	Lane, O. F.	Peck	Sulzer
Cooney	Groat	Larmon	Rice	Townsend
Coons	Guenther	L'Hommedieu	Riley	Treadway
Cornell	Guibord	McBride	Sage	Van Vranken
Courtney	Haffner	McKnight	Sawmiller	Webster
Davis	Harwood	McTernan	Schaaff	Willis
Dempsey	Henderson	Menninger	Selleck	Wissig
de Peyster	Hitt	Mitchell		

Those who voted in the negative, were

Acker	Bradford	Deyo	Miller	Tompkins
Bennett	Crawford	Johnson, I. S.	Thompson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. de Peyster offered for the consideration of the House a resolution, in the words following:

Resolved, That the vote by which Assembly bill No. 1098, entitled "An act to provide for the printing, binding and distribution of 10,000 copies of the Legislative Manual, and making an appropriation therefor," was passed, be reconsidered.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 72}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Decker	Huson	Miller	Sawmiller
Acker	Dempsey	Johnson, A.	Nixon	Schaaff
Andrus	de Peyster	Johnson, H.C.	O'Connor, J.J.	Selleck
Bennett	Deyo	Johnson, I. S.	O'Connor, J.K.	Sheehan
Blanchfield	Dinkelspiel	Kelly	O'Hare	Sheffer
Blumenthal	Endres	Kerrigan	Page	Stevens, J. H.
Brady	Everett	Kill	Pealer	Thompson
Burns, W. B.	Fish	Lane, H. J.	Pearsall	Tompkins
Byrne	Fitts	Larmon	Peck	Townsend
Clarke	Gillice	Lewis, R. J.	Pierson	Treadway
Cooney	Greene	L'Hommedieu	Rhodes	Webster
Cornell	Groat	McBride	Rice	Weed
Crawford	Guenther	McKnight	Riley	Willis
Currier	Guibord	McTernan	Sage	Wissig
Curtis	Harwood			

For the negative,

Byrnes

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. de Peyster, said bill was recommitted to the committee on public printing, retaining its place on the order of third reading.

By unanimous consent,

Mr. Dempsey (by request) introduced a bill entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome, as amended by chapter 384 of the Laws of 1881'" (Int. No. 1133), which was read the first time and referred to the committee on affairs of cities.

Mr. J. K. O'Connor offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 984, entitled "An act to amend chapter 146 of the Laws of 1872, entitled 'An act to authorize corporations to hold and convey real estate for business purposes in other States, with the consent thereof,'" be recommitted to the committee on general laws, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Haffner offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 131, entitled "An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions,'" be recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to amend and revise chapter 55 of the Laws of 1881, entitled 'An act in relation to the public schools in the city of Hudson, and to create a board of education for said city'" (No. 722), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out section 12, and insert in place thereof the following:

"§ 12. The board of education shall annually report to the common council of the city of Hudson, on or before the last Thursday of October in each year, a statement of the amount estimated by said board as necessary to be expended by said board for the year beginning on the first day of January following said report. Upon the receipt of said report, the common council shall proceed to consider the same, and approve, increase or diminish said estimate; but the said common council shall not diminish the amount so that said amount shall be less than \$10,000, nor increase the same so that the said amount shall be more than \$12,000. And the common council shall appropriate, at the regular monthly meeting in January of each year, \$7,000 of the amount so ascertained in pursuance of the provisions of this section, out of the general fund raised for city purposes, under the provisions of section 41 of an act of the Legislature of the State of New York, entitled 'An act to revise, amend and consolidate the several acts in relation to the charter of the city of Hudson,' passed May 1, 1872, as amended, known as the city charter; and the said common council shall cause the remainder of the said amount so ascertained, as provided herein, to be raised by tax upon the taxable property within the city of Hudson, in addition to the amount which the said common council is now authorized to raise by tax in said city, and the said common council shall cause the said remaining amount to be assessed, levied and collected at the same time and in the same manner as other taxes are collected and paid in said city and in addition thereto."

By unanimous consent,

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Groat	L'Hommedieu	Riley
Acker	Courtney	Guenther	Mase	Sage
Adams	Crawford	Guibord	McBride	Sawmiller
Andrus	Currier	Haffner	McTernan	Schaaff
Bennett	Curtis	Harwood	Menninger	Selleck
Blanchfield	Davis	Huson	Miller	Sheehan
Blumenthal	Decker	Johnson, A.	Mitchell	Sheffer
Boyce	de Peyster	Johnson, H.C.	Monaghan	Shields
Brady	Deyo	Johnson, I. S.	Nixon	Sohmer
Bridges	Dinkelspiel	Jones	Nolan	Stevens, J. H.
Burns, J. I.	Endres	Kelly	O'Connor, J.K.	Thompson
Burns, W. B.	Everett	Kerrigan	Page	Tompkins
Byrne	Fish	Kill	Pealer	Townsend
Byrnes	Fitts	Lane, H. J.	Pearsall	Weed
Clarke	Gardenier	Lane, O. F.	Peck	White
Connelly	Gillice	Larmon	Pierson	Willis
Cooney	Greene	Lewis, R. J.	Rhodes	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Connelly asked unanimous consent that Senate bill No. 351, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in respect to election districts" (Rec. No. 237), be substituted for Assembly bill No. 971, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Guibord	McBride	Riley
Acker	Curtis	Haffner	McKnight	Sage
Adams	Decker	Harwood	McTernan	Schaaff
Andrus	Dempsey	Huson	Miller	Selleck
Bennett	de Peyster	Johnson, A.	Mitchell	Sheehan
Blanchfield	Deyo	Johnson, H.C.	Monaghan	Sheffer
Brady	Dinkelspiel	Johnson, I. S.	Mott	Shields
Burns, J. I.	Duffy	Jones	Nixon	Stein
Burns, W.B.	Endres	Kerrigan	O'Connor, J.J.	Stewart
Byrne	Everett	Kill	O'Connor, J.K.	Thompson
Byrnes	Fish	Lane, H. J.	Page	Tompkins
Clarke	Fitts	Lane, O. F.	Pealer	Townsend
Connelly	Gillice	Larmon	Pearsall	Webster
Cooney	Greene	L'Hommedieu	Peck	Weed
Cornell	Groat	Martin	Pierson	Willis
Courtney	Guenther	Mase	Rice	Wissig
Crawford				

Unanimous consent having been granted, said bill was placed on the order of third reading,

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 341 of the Laws of 1872, entitled 'An act in reference to the Young Men's Association for mutual improvement in the city of Albany'" (No. 1275), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "the first" and after the word "section" insert the word "one."

Section 2, strike out the words "the second" and after the word "section" insert the word "two."

Same section, lines 1, 2 and 3, strike out all after the word "of" and insert the words "said act."

Same section, line 12, strike out the word "hereafter" and insert the words "hereinafter."

Same section, line 54, after the word "trustees" insert the word "hall."

Same section, line 57, strike out the word "to."

Same section, line 81, strike out the word "hereinafter" and insert the word "hereafter."

Same section, line 96, strike out the word "unto" and insert the word "to."

Amend the title by adding the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to the report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act for the relief of Frank J. Downes" (No. 741), reported the same with the recommendation that it be amended as follows:

Section 1, add the words "for work done and materials furnished about the city hall in the city of New York."

Mr. Speaker put the question whether the House would agree to the report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act for the relief of Martha Krenkel, as administratrix of the estate of Kasimire Krenkel, deceased" (No. 709), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "apportionment" insert the words "of the city."

Same section, line 10, after the word "determined" insert the words "for the payment of said claim."

Mr. Speaker put the question whether the House would agree to the report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 84 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general laws relating to public instruction, relating to notices by tax col-

lector'" (No. 1136), reported the same with the recommendation that it be amended as follows:

Section 1, line 3, after the word "instruction" insert the words "and the acts amendatory thereof."

Amend the title by adding the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 2 of title 2 of chapter 529 of the Laws of 1889, entitled 'An act to revise and consolidate the laws relating to the University of the State of New York'" (No. 1088), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "eighty-nine" insert the words "entitled an act to revise and consolidate the laws relating to the University of the State of New York."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend sections 1 and 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts." (No. 934.)

"An act to authorize the retaxation of the amount to be paid to Nelson J. Waterbury and Nelson J. Waterbury, Jr., for their services and expenses in the preparation and trial of a claim by George R. Sheldon, as assignee of William H. DeForest against the city of New York, under chapter 490 of the Laws of 1883." No. 943.)

"An act concerning certain female convicts, habitual drunkards, vagrants and prostitutes, of the city of Brooklyn and county of Kings." (No. 1144.)

"An act to amend section 460 of the Code of Civil Procedure, relative to the granting of leave to sue as poor person." (No. 1149.)

"An act for the relief of the People's Railroad Company of Syracuse." (No. 918.)

"An act to provide for the printing, binding and distribution of 1,937 copies of the Civil List of the State of New York to be brought down to include the officers elected or appointed prior to 1890, and making an appropriation therefor." (No. 967.)

"An act to amend section 1127 of the Code of Civil Procedure relating to exemptions from jury duty in the county of Kings." (No. 1145.)

"An act to amend section 4 of chapter 252 of the Laws of 1884, entitled 'An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages.'" (No. 965.)

"An act to amend chapter 377 of the Laws of 1885, entitled 'An act to release the interests of the people of the State of New York in certain real estate to Henry Spicer, Catharine Valentine, Georgiana Farrington, Sarah F. Chapman and Charles Spicer, and for other purposes.'" (No. 1258.)

Ordered, That said bills be engrossed for a third reading.

The Senate sent for concurrence the following resolution:

"Concurrent resolution proposing an amendment to article 6 of the Constitution, relating to election of additional justices of the Supreme Court" (Rec. No. 244), which was read the first time and referred to the committee on the judiciary.

Mr. McTernan asked unanimous consent that said concurrent resolution be substituted for Assembly bill No. 999, now on the order of second reading.

On motion of Mr. McTernan, said resolution was laid upon the table.

The privileges of the floor were extended to Hons. Walter S. Hubbell, Judson F. Sheldon, A. H. Parker, Charles P. McClelland, John Lyttle, George Dickey and D. J. Mesick.

Indefinite leave of absence was granted to Messrs. Gibbs and Christie.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatlands, in the county of Kings, to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatlands." (No. 566.)

"An act to further amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 619 of the Laws of 1887." (No. 556.)

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto." (No. 374.)

"An act for the incorporation of social, literary, charitable and historical societies among union veterans or their descendants." (No. 985.)

"An act to amend chapter 349 of the Laws of 1889, entitled 'An act to provide for recording and indexing instruments affecting land in the city of New York according to city blocks or other limited areas.'" (No. 23.)

"An act making an appropriation for the purpose of deepening the outlet of Chautauqua lake, from the Jamestown docks to a point three and one-quarter miles therefrom." (No. 136.)

"An act to amend chapter 55 of the Laws of 1885, entitled 'An act to amend chapter 350 of the Laws of 1877, entitled 'An act to amend chapter 272 of the Laws 1864, entitled 'An act to incorporate the trustees of the Masonic hall and asylum fund.'" (No. 956.)

"An act to amend chapter 91 of the Laws of 1868, entitled 'An act so incorporate Buffalo park.'" (No. 1043.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to legalize and confirm certain conveyances by the Genesee County Agricultural Society of real estate in the town of Batavia, Genesee county, N. Y." (No. 548), with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill entitled "An act to amend section 983 of the Code of Civil Procedure (Rec. No. 4), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. Andrus, the House took a recess till 8 P. M.

EIGHT O'CLOCK, P. M.

The House again met.

The bill (No. 907) entitled "An act to amend chapter 368 of the Laws of 1851, entitled 'An act to incorporate the fire department of the village of Newburgh,' as amended by chapter 214 of the Laws of 1877," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Larmon	Riley
Acker	Cornell	Guibord	Lewis, R. J.	Saunders
Adams	Courtney	Haffner	L'Hommedieu	Sawmiller
Andrus	Crawford	Hitt	Martin	Schaaff
Bennett	Currier	Hoag	McTernan	Selleck
Blanchfield	Curtis	Huson	Menninger	Sheehan
Blumenthal	Davis	Johnson, A.	Miller	Sheffer
Boyce	Decker	Johnson, H. C.	Mitchell	Shields
Bradford	de Peyster	Johnson, I. S.	Monaghan	Stevens, J. H.
Brady	Deyo	Jones	O'Connor, J. J.	Stevens, N.
Bridges	Everett	Kelly	O'Connor, J. K.	Stevens, W. C.
Burns, J. I.	Fish	Kerrigan	O'Hare	Sulzer
Burns, W. B.	Fitts	Kill	Pealer	Thompson
Bush, R. P.	Gibbs	Kimball	Pearsall	Tompkins
Byrne	Gillice	King	Rhodes	White
Christie	Gretsinger	Lane, O. F.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1014) entitled "An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers,'" was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gillice	Lewis, R. J.	Sawmiller
Acker	Cornell	Gretsinger	L'Hommedieu	Schaaff
Adams	Courtney	Groat	Martin	Selleck
Andrus	Crawford	Guibord	McBride	Sheehan
Bennett	Currier	Haffner	McTernan	Sheffer
Blanchfield	Curtis	Hitt	Menninger	Shields
Blumenthal	Davis	Hoag	Miller	Stevens, J. H.
Boyce	Decker	Huson	Mitchell	Stevens, N.
Brady	de Peyster	Johnson, A.	Monaghan	Thompson
Bridges	Deyo	Johnson, H.C.	O'Connor, J.J.	Tompkins
Burns, J. I.	Dickinson	Johnson, I. S.	O'Hare	Towne
Burns, W. B.	Everett	Jones	Pealer	Townsend
Bush, R. P.	Fish	Kill	Pearsall	Webster
Byrne	Fitts	Kimball	Rhodes	White
Byrnes	Gardenier	Lane, O. F.	Riley	Willis
Christie	Gibbs	Larmon	Saunders	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 347) entitled "An act to authorize the cemetery commissioners of the city of Elmira to acquire lands for cemetery purposes" (Rec. No. 139), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	L'Hommedieu	Riley
Acker	Courtney	Guibord	Martin	Saunders
Adams	Crawford	Haffner	McBride	Sawmiller
Andrus	Currier	Harwood	McKnight	Schaaff
Bennett	Curtis	Hitt	McTernan	Selleck
Blanchfield	Davis	Hoag	Menninger	Sheffer
Blumenthal	Decker	Huson	Miller	Shields
Boyce	de Peyster	Johnson, A.	Mitchell	Stevens, J. H.
Brady	Deyo	Johnson, H.C.	Monaghan	Stevens, N.
Burns, J. I.	Dickinson	Johnson, I.S.	Nixon	Tompkins
Burns, W. B.	Dinkelspiel	Jones	O'Connor, J.J.	Towne
Bush, G. H.	Everett	Kill	O'Hare	Townsend
Byrne	Fitts	Lane, O. F.	Pealer	Webster

Byrnes	Gardenier	Larmon	Pearsall	White
Christie	Gibbs	Lewis, B. B.	Peck	Willis
Connelly	Gillice	Lewis, R. J.	Rhodes	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 951) entitled "An act to amend section 40 of title 11, of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to police and excise," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Harwood	McBride	Sheehan
Acker	Curtis	Hitt	McTernan	Shields
Adams	Davis	Huson	Menninger	Sohmer
Andrus	Decker	Johnson, A.	Miller	Stein
Bennett	Dempsey	Johnson, H. C.	Mitchell	Stevens, J. H.
Blanchfield	Deyo	Johnson, I. S.	Monaghan	Stevens, N.
Blumenthal	Dickinson	Jones	Nixon	Stevens, W. C.
Boyce	Dinkelspiel	Kerrigan	Nolan	Sulzer
Brady	Everett	Kill	O'Connor, J. J.	Thompson
Burns, J. I.	Fish	Kurth	O'Hare	Tompkins
Bush, G. H.	Fitts	Lane, O. F.	Pealer	Townsend
Byrne	Gardenier	Larmon	Pearsall	Webster
Connelly	Gibbs	Lewis, B. B.	Peck	White
Cornell	Gillice	Lewis, R. J.	Rhodes	Willis
Courtney	Gretsinger	L'Hommedieu	Saunders	Wissig
Crawford	Haffner	Martin	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read requesting the return to the Senate of the concurrent resolution relating to the printing contract at Sing Sing prison, for the purpose of amendment.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate.

Leave of absence was granted to Mr. Page till April 14th.

The bill (No. 882) entitled "An act authorizing the city of Elmira to issue bonds for the purpose of prosecuting the construction of a permanent system of sewerage in said city," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Greene	Martin	Selleck
Acker	Cornell	Guenther	McBride	Shields
Adams	Courtney	Guibord	McTernan	Sohmer
Andrus	Crawford	Haffner	Menninger	Stevens, J. H.
Bennett	Currier	Hitt	Miller	Stevens, N.
Blanchfield	Curtis	Hoag	Mitchell	Stevens, W. C.
Blumenthal	Davis	Johnson, A.	Monaghan	Thompson
Boyce	Decker	Johnson, H. C.	Nixon	Tompkins
Brady	Deyo	Johnson, I. S.	Nolan	Towne
Burns, J. I.	Dinkelspiel	Jones	Pealer	Townsend
Burns, W. B.	Everett	Kill	Pearsall	Treadway
Bush, G. H.	Fish	Lane, O. F.	Peck	Webster
Bush, R. P.	Fitts	Larmon	Rhodes	White
Byrne	Gibbs	Lewis, B. B.	Riley	Willis
Byrnes	Gillice	L'Hommedieu	Saunders	Wissig
Christie				

For the negative,

de Peyster

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1028) entitled "An act in relation to mutual insurance companies organized under the laws of the State of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Miller	Sheffer
Acker	Davis	Johnson, H. C.	Mitchell	Sohmer
Adams	Decker	Johnson, I. S.	Monaghan	Stevens, J. H.
Andrus	Dempsey	Jones	Mott	Stevens, N.
Bennett	de Peyster	Kelly	Nixon	Stevens, W. C.
Blanchfield	Dickinson	Kerrigan	Nolan	Stewart
Blumenthal	Fitts	Lane, H. J.	Pealer	Thompson
Boyce	Gardenier	Lane, O. F.	Pearsall	Tompkins
Burns, W. B.	Gibbs	Larmon	Peck	Towne
Byrne	Greene	Lewis, B. B.	Rhodes	Townsend
Christie	Groat	Lewis, R. J.	Riley	Treadway
Connelly	Guenther	L'Hommedieu	Saunders	Webster
Cornell	Guibord	Martin	Schaaff	White
Courtney	Harwood	McKnight	Selleck	Willis
Crawford	Hitt	McTernan	Sheehan	Wissig
Currier	Huson	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1032) entitled "An act to amend section 264 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Menninger	Stein
Acker	Cornell	Haffner	Miller	Stevens, J. H.
Adams	Courtney	Hitt	Mitchell	Stevens, N.
Andrus	Crawford	Johnson, A.	O'Hare	Stevens, W. C.
Bennett	Currier	Johnson, H. C.	Pealer	Stewart
Blanchfield	Curtis	Johnson, I. S.	Pearsall	Sullivan
Blumenthal	Davis	Jones	Peck	Sulzer
Boyce	Decker	Kelly	Rhodes	Thompson
Brady	Dempsey	Kill	Riley	Tompkins
Bridges	de Peyster	Lane, H. J.	Saunders	Towne
Bush, G. H.	Deyo	Lane, O. F.	Schaaff	Treadway
Bush, R. P.	Dickinson	Larmon	Selleck	Webster
Byrne	Fitts	Lewis, B. B.	Sheehan	Weed
Byrnes	Gibbs	L'Houmedieu	Sheffer	White
Christie	Gillice	Martin	Shields	Willis
Connelly	Groat	McTernan	Sohmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 868) entitled "An act in relation to the burial or other disposition of dead bodies in the town of Newtown, in the county of Queens," having been announced for a third reading,

Mr. Haffner moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 10 }

Those who voted in the affirmative, were

Abbey	Davis	Guibord	McTernan	Stevens, N.
Acker	Decker	Harwood	Menninger	Stevens, W. C.
Bennett	Dempsey	Hitt	Miller	Stewart
Blanchfield	de Peyster	Johnson, A.	Mitchell	Sullivan

Boyce	Deyo	Johnson, H. C.	Mott	Thompson
Bridges	Dickinson	Johnson, I. S.	Nixon	Tompkins
Burns, J. I.	Dinkelspiel	Jones	Pealer	Towne
Burns, W. B.	Everett	Kelly	Pierson	Townsend
Bush, R. P.	Fish	Kimball	Rhodes	Treadway
Christie	Fitts	Kurth	Saunders	Van Vranken
Cooney	Gardenier	Lane, H. J.	Schaaff	Webster
Cornell	Gillice	Lane, O. F.	Selleck	Weed
Courtney	Greene	Lewis, B. B.	Shéehan	White
Crawford	Gretsinger	L'Hommedieu	Sheffer	Willis
Currier	Groat	Martin	Stevens, J. H.	Wissig
Curtis				

Those who voted in the negative, were

Byrne	Duffy	Kerrigan	Mullaney	Pearsall
Byrnes	Haffner	McBride	O'Connor, J. J.	Sulzer

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1031) entitled "An act to amend chapter 589 of the Laws of 1868, entitled 'An act to incorporate the Chateaugay Water-works Company,' and to legalize and confirm all the proceedings and official acts of said water-works company and its officers in diverting water and laying pipes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Courtney	Guibord	McBride	Stevens, J. H.
Adams	Crawford	Harwood	McTernan	Stevens, N.
Andrus	Currier	Johnson, A.	Miller	Stevens, W. C.
Blanchfield	Curtis	Johnson, H. C.	Mitchell	Stewart
Blumenthal	Davis	Johnson, I. S.	Monaghan	Sullivan
Bradford	Decker	Jones	Mott	Thompson
Bridges	Dempsey	Kelly	Nixon	Tompkins
Burns, J. I.	de Peyster	Kimball	Pearsall	Towne
Burns, W. B.	Deyo	Kurth	Peck	Townsend
Bush, G. H.	Dickinson	Lane, H. J.	Rhodes	Treadway
Bush, R. P.	Dinkelspiel	Lane, O. F.	Rice	Van Vranken
Byrne	Everett	Larmon	Riley	Webster
Christie	Fitts	Lewis, B. B.	Saunders	White
Connolly	Gardenier	Lewis, R. J.	Schaaff	Willis
Cooney	Groat	L'Hommedieu	Selleck	Wissig
Cornell	Guenther	Martin	Sheehan	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1029) entitled "An act to amend section 34 of article 2 of title 3 of chapter 6, part 2 of the Revised Statutes, relative to executors and administrators," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Greene	L'Hommedieu	Schaaff
Acker	Courtney	Groat	Martin	Sheehan
Adams	Crawford	Guenther	McBride	Shields
Andrus	Currier	Guibord	Menninger	Sohmer
Bennett	Curtis	Hitt	Miller	Stevens, J. H.
Blanchfield	Davis	Huson	Mitchell	Stevens, N
Blumenthal	Decker	Johnson, H.C.	Mott	Stewart
Boyce	Dempsey	Johnson, I. S.	Nixon	Thompson
Brady	de Peyster	Jones	O'Connor, J.J.	Tompkins
Burns, J. I.	Dinkelspiel	Kelly	Pealer	Townsend
Burns, W. B.	Everett	Kerrigan	Pearsall	Treadway
Bush, R. P.	Fish	Kill	Peck	Webster
Byrne	Fitts	Kimball	Rhodes	White
Byrnes	Gardenier	Kurth	Rice	Willis
Connelly	Gibbs	Lane, H. J.	Saunders	Wissig
Cooney	Gillice	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1255, entitled "An act in relation to life and casualty insurance companies, associations and societies reporting to the insurance department," be recommitted to the committee on insurance, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate bill (No. 351) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in respect to election districts" (Rec. No. 237), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Huson	Mitchell	Shields
Acker	Cornell	Johnson, A.	Monaghan	Stevens, J. H.
Adams	Courtney	Johnson, H. C.	Mott	Stevens, N.
Andrus	Crawford	Johnson, I. S.	Mullaney	Stevens, W. C.
Bennett	Curtis	Jones	Nolan	Stewart
Blanchfield	Decker	Kill	Pealer	Sulzer
Blumenthal	Dempsey	Kimball	Pearsall	Thompson
Boyce	de Peyster	Kurth	Peck	Tompkins
Brady	Duffy	Lane, H. J.	Rhodes	Towne
Bridges	Everett	Lane, O. F.	Riley	Townsend
Burns, J. I.	Fish	Lewis, B. B.	Saunders	Treadway
Bush, G. H.	Fitts	L'Hommedieu	Schaaff	Webster
Bush, R. P.	Gardenier	McBride	Selleck	White
Byrne	Gibbs	McTernan	Sheehan	Willis
Byrnes	Gillice	Menninger	Sheffer	Wissig
Clarke	Guibord	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (552) entitled "An act to amend chapter 100 of the Laws of 1879, entitled 'An act relating to and to reduce the expenses of the city government of Long Island City,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	McTernan	Sheehan
Acker	Courtney	Guibord	Menninger	Sheffer
Adams	Crawford	Haffner	Miller	Sohmer
Andrus	Currier	Harwood	Mitchell	Stevens, J. H.
Bennett	Curtis	Huson	Monaghan	Stevens, N.
Blanchfield	Davis	Johnson, A.	Mullaney	Stevens, W. C.
Brady	Decker	Johnson, H. C.	O'Hare	Stewart
Bridges	Dempsey	Johnson, I. S.	Pealer	Thompson
Burns, J. I.	de Peyster	Jones	Pearsall	Tompkins
Bush, R. P.	Deyo	Kimball	Peck	Townsend
Byrne	Duffy	Kurth	Pierson	Treadway
Byrnes	Fish	Lane, H. J.	Riley	Van Vranken
Christie	Fitts	Lane, O. F.	Saunders	Webster
Clarke	Gibbs	Lewis, R. J.	Schaaff	White
Connelly	Gillice	Martin	Selleck	Wissig
Cooney	Greene	McBride		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 551) entitled "An act to reorganize the fire department of Long Island City," having been announced for a third reading,

On motion of Mr. H. C. Johnson, and by unanimous consent, the same was amended as follows:

Add the following as section 9:

"§ 9. All members of the present volunteer fire department, who may be discharged therefrom by virtue of this act, shall be granted exemption certificates by the board of fire commissioners, the same as if they had served out their full term."

Change section 9 to section 10.

Said bill as amended was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Groat	Martin	Sheffer
Acker	Courtney	Guenther	Menninger	Sohmer
Adams	Crawford	Guibord	Miller	Stein
Andrus	Curtis	Harwood	Mitchell	Stevens, J. H.
Bennett	Davis	Hitt	Monaghan	Stevens, N.
Blanchfield	Decker	Huson	Mott	Stevens, W. C.
Boyce	Dempsey	Johnson, A.	Mullaney	Stewart
Bradford	de Peyster	Johnson, H. C.	O'Hare	Thompson
Brady	Deyo	Johnson, I. S.	Pealer	Tompkins
Bridges	Dickinson	Kill	Pearsall	Towne
Burns, J. I.	Dinkelspiel	Kimball	Peck	Townsend
Bush, R. P.	Fish	Kurth	Rhodes	Treadway
Byrne	Fitts	Lane, H. J.	Riley	Webster
Byrnes	Gardenier	Lane, O. F.	Saunders	White
Christie	Gibbs	Lewis, B. B.	Schaaff	Willis
Connelly	Gillice	L'Hommedieu	Selleck	Wissig
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 930) entitled "An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the several islands in the harbor of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
 { NOES 6 }

Those who voted in the affirmative, were

Abbey	Cooney	Gillice	Kimball	Sheehan
Acker	Cornell	Greene	King	Sheffer
Adams	Currier	Gretsinger	Kurth	Sohmer
Andrus	Curtis	Groat	Lane, H. J.	Stevens, N.
Bennett	Davis	Guenther	Lane, O. F.	Stevens, W.C.
Blumenthal	Decker	Guibord	Lewis, B. B.	Stewart
Boyce	Dempsey	Haffner	L'Hommedieu	Sullivan
Bradford	Deyo	Harwood	Martin	Sulzer
Brady	Dickinson	Hitt	Menninger	Thompson
Bridges	Dinkelspiel	Hoag	Miller	Tompkins
Burns, J. I.	Duffy	Huson	Mitchell	Townsend
Bush, R. P.	Everett	Johnson, A.	Mullaney	Treadway
Byrne	Fish	Johnson, I. S.	Pearsall	White
Christie	Fitts	Jones	Rhodes	Willis
Clarke	Gardenier	Kerrigan	Riley	Wissig
Connolly	Gibbs	Kill	Saunders	

Those who voted in the negative, were

Blanchfield	Courtney	McKnight	O'Hare	Shields
Byrnes				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Guenther moved to take from the table the Senate bill (No. 180) entitled "An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank-roads, and to defray the expense thereof by local assessments of fifteen equal annual installments.'" (Rec. No. 234.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Guibord	Lewis, B. B.	Saunders
Acker	Connolly	Haffner	L'Hommedieu	Schaaff
Adams	Currier	Harwood	Martin	Sheffer
Andrus	Curtis	Hitt	McBride	Shields
Bennett	Davis	Huson	McTernan	Sohmer
Blanchfield	Decker	Johnson, A.	Menninger	Stevens, J. H.
Blumenthal	Dempsey	Johnson, H.C.	Miller	Stewart
Boyce	Deyo	Johnson, I. S.	Mitchell	Thompson
Bradford	Dickinson	Jones	Monaghan	Tompkins
Brady	Dinkelspiel	Kelly	Mott	Townsend

Bridges	Duffy	Kill	Mullaney	Treadway
Burns, J. I.	Fish	Kimball	Nolan	Van Vranken
Bush, R. P.	Gibbs	Kurth	O'Hare	White
Byrne	Gillice	Lane, H. J.	Pealer	Willis
Byrnes	Greene	Lane, O. F.	Rhodes	Wissig
Christie	Guenther	Larmon	Riley	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. I. S. Johnson in the chair.

The bill (No. 1273) entitled "An act to amend section 306 of the Penal Code, relative to the burial of human bodies," having been announced for a third reading,

On motion of Mr. Adams, the same was amended as follows:

Section 1, line 10, printed bill, after the word "officer" insert the words "city clerk."

Mr. Andrus moved to recommit said bill to the committee on codes, retaining its place on the order of third reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to amend section 24 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 11 of the Laws of 1886" (No. 385), with a message that they have concurred in the passage of the same, with the following amendment:

Strike out section 3.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	L'Hommedieu	Schaaff
Acker	Courtney	Haffner	McBride	Selleck
Adams	Crawford	Harwood	McKnight	Sheehan
Andrus	Currier	Hoag	Miller	Sheffer
Bennett	Davis	Huson	Mitchell	Sohmer
Blanchfield	Decker	Johnson, A.	Monaghan	Stevens, J. H.
Blumenthal	Dempsey	Johnson, H. C.	Mott	Stevens, N.
Boyce	Dickinson	Jones	Mullaney	Stevens, W. C.
Brady	Dinkelspiel	Kerrigan	O'Hare	Stewart
Bridges	Duffy	Kill	Pealer	Sulzer
Burns, J. I.	Everett	Kimball	Pearsall	Thompson
Burns, W. B.	Fish	King	Peck	Tompkins
Bush, G. H.	Gardenier	Kurth	Pierson	Treadway
Bush, R. P.	Gibbs	Lane, H. J.	Rhodes	Van Vranken
Byrne	Gillice	Lane, O. F.	Rice	Webster
Byrnes	Greene	Larmon	Riley	Willis
Clarke	Gretsinger	Lewis, B. B.	Saunders	Wissig
Cockl	Groat	Lewis, R. J.	Sawmiller	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend chapter 330 of the Laws of 1883, entitled 'An act to supply the city of Schenectady with water,' as amended by chapter 98 of the Laws of 1889" (No. 502), with a message that they have concurred in the passage of the same, with the following amendments (reference being had to engrossed bill):

Section 1, lines 17 and 18, strike out the words "as amended by chapter 98 of the Laws of 1889."

Section 2, line 1, strike out the word "such" and insert in lieu thereof the word "said," and after the word "act" insert the words "as amended by chapter 98 of the Laws of 1889;" also after the word "hereby" insert the word "further."

Section 3, line 1, after the word "act" insert the words "as amended by chapter 98 of the Laws of 1889," and after the word "hereby" insert the word "further."

Amend the title so as to read as follows:

"An act to amend chapter 330 of the Laws of 1883, entitled 'An act to supply the city of Schenectady with water.'"

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Groat	Lewis, R. J.	Sawmiller
Acker	Courtney	Guibord	L'Hommedieu	Schaaff
Adams	Crawford	Haffner	McBride	Selleck
Bennett	Currier	Harwood	McTernan	Sheehan
Blanchfield	Curtis	Hoag	Miller	Sohmer
Blumenthal	Davis	Huson	Mitchell	Stevens, J. H.
Bradford	Decker	Johnson, A.	Monaghan	Stevens, N.
Brady	Dempsey	Johnson, H. C.	Mullaney	Stevens, W. C.
Bridges	Dickinson	Johnson, I. S.	O'Connor, J. J.	Stewart
Burns, J. I.	Dinkelspiel	Jones	O'Hare	Thompson
Burns, W. B.	Duffy	Kelly	Pealer	Tompkins
Bush, G. H.	Endres	Kerrigan	Pearsall	Towne
Byrnes	Everett	Kill	Peck	Townsend
Christie	Gardenier	Kimball	Pierson	Van Vranken
Clarke	Gillice	Lane, O. F.	Rhodes	Webster
Connelly	Greene	Larmon	Riley	White
Coons	Gretsinger	Lewis, B. B.	Saunders	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

By unanimous consent,

Mr. Greene introduced a bill entitled "An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways" (Int. No. 1134), which was read the first time.

Mr. Greene asked unanimous consent that said bill do now have its second reading, be placed on the order of third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

By direction of the Speaker the Clerk called the roll.

{ AYES 82 }
{ NOES 7 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	L'Hommedieu	Schaaff
Acker	Cornell	Gretsinger	McBride	Selleck
Adams	Courtney	Groat	McTernan	Sheehan
Andrus	Crawford	Guibord	Menninger	Sheffer
Bennett	Currier	Haffner	Miller	Shields
Blumenthal	Curtis	Huson	Mitchell	Stein
Boyce	Davis	Johnson, A.	Mullaney	Stevens, J. H.
Bradford	Decker	Johnson, I. S.	Nixon	Stevens, W. C.
Brady	Dempsey	Jones	O'Hare	Stewart
Bridges	de Peyster	Kill	Pealer	Tompson
Burns, W. B.	Deyo	Kimball	Pearsall	Tompkins
Bush, G. H.	Duffy	Kurth	Peck	Towne
Byrne	Endres	Lane, H. J.	Pierson	Townsend
Byrnes	Everett	Lane, O. F.	Rhodes	Webster
Christie	Fish	Larmon	Rice	White
Clarke	Fitts	Lewis, B. B.	Saunders	Wissig
Connelly	Gillice			

Unanimous consent having been granted, said bill was read the second time, placed on the order of third reading, and referred to the committee on affairs of cities, retaining its place on the order of third reading.

The Senate returned the bill entitled "An act to amend chapter 526 of the Laws of 1887, entitled 'An act to relieve the towns of this State from damages sustained by persons while engaged in transporting traction engines along the highways of this State'" (No. 118), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 4, engrossed bill, after the word "over" insert the words "exclusive of fuel and water contained therein."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Guenther	Lewis, B. B.	Saunders
Acker	Currier	Guibord	Lewis, R. J.	Schaaff
Adams	Curtis	Haffner	McTernan	Sheehan
Bennett	Davis	Harwood	Menninger	Sheffer
Blanchfield	Decker	Huson	Mitchell	Sohmer
Blumenthal	de Peyster	Johnson, A.	Monaghan	Stein

Boyce	Dickinson	Johnson, H. C.	Mott	Stevens, J. H.
Bridges	Dinkelspiel	Johnson, I. S.	Mullaney	Stevens, W. C.
Burns, J. I.	Duffy	Jones	O'Connor, J. J.	Stewart
Burns, W. B.	Endres	Kerrigan	O'Hare	Thompson
Bush, G. H.	Everett	Kill	Pealer	Tompkins
Byrne	Fish	Kimball	Pearsall	Townsend
Christie	Fitts	King	Peck	Treadway
Clarke	Gardenier	Kurth	Pierson	Webster
Connelly	Gillice	Lane, O. F.	Rhodes	White
Cornell	Gretsinger	Larmon	Riley	Wissig
Courtney	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to provide for the construction of a bridge over the Harlem river, in the city of New York" (No. 865), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 1, engrossed bill, strike out the word "works" and insert in lieu thereof the word "parks."

Same section, line 2, strike out the word "is" and insert the word "are."

Section 2, line 1, strike out the word "works" and insert the word "parks."

Section 4, line 3, strike out the word "works" and insert the word "parks."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Harwood	McKnight	Schaaff
Acker	Clarke	Huson	McTernan	Selleck
Adams	Cornell	Johnson, A.	Menninger	Sheehan
Andrus	Courtney	Johnson, H. C.	Miller	Sheffer
Bennett	Currier	Johnson, I. S.	Mitchell	Shields
Blanchfield	Curtis	Jones	Monaghan	Stevens, J. H.
Blumenthal	Davis	Kill	Mott	Stevens, N.
Boyce	Deyo	Kimball	O'Connor, J. J.	Stevens, W. C.
Bradford	Dinkelspiel	King	O'Hare	Thompson
Brady	Everett	Kurth	Pealer	Tompkins
Bridges	Fish	Lane, H. J.	Pearsall	Townsend
Burns, J. I.	Fitts	Lane, O. F.	Peck	Webster
Bush, G. H.	Gretsinger	Larmon	Pierson	Weed
Bush, R. P.	Groat	Lewis, B. B.	Rhodes	White
Byrne	Guibord	L'Hommedieu	Riley	Willis
Byrnes	Haffner	McBride	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend section 2134 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York' relating to Hell Gate pilots," (No. 489) with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 12, engrossed bill, after the word "pilotage" strike out the words "or half pilotage."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Guibord	McBride	Selleck
Adams	Crawford	Haffner	McTernan	Sheehan
Andrus	Currier	Harwood	Miller	Stein
Bennett	Curtis	Huson	Mitchell	Stevens, J. H.
Blanchfield	Davis	Johnson, A.	Monaghan	Stevens, N.
Blumenthal	Decker	Johnson, H.C.	Mott	Stevens, W. C.
Boyce	Dempsey	Johnson, I. S.	Mullaney	Stewart
Bradford	Dickinson	Jones	O'Connor, J.J.	Thompson
Brady	Dinkelspiel	Kill	Pealer	Tompkins
Bridges	Everett	Kimball	Pearsall	Townsend
Burns, W. B.	Fish	King	Peck	Van Vranken
Bush, R. P.	Fitts	Lane, H. J.	Pierson	Webster
Byrne	Gardenier	Lane, O. F.	Rhodes	Weed
Byrnes	Gillice	Larmon	Riley	White
Christie	Greene	Lewis, B. B.	Sage	Willis
Clarke	Gretsinger	Lewis, R. J.	Schaaff	Wissig
Cornell	Groat	L'Hommedieu		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend section 1546 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the manner of payment of the salaries of police court clerks" (No. 648), with a message that they have concurred in the passage of the same with the following amendment:

Section 1, line 2, engrossed bill, after the word "eighty-two" insert the words "entitled An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Harwood	McBride	Sheehan
Adams	Courtney	Huson	McTernan	Sheffer
Andrus	Crawford	Johnson, A.	Miller	Shields
Bennett	Currier	Johnson, H. C.	Mitchell	Sohmer
Blanchfield	Curtis	Johnson, I. S.	Monaghan	Stein
Blumenthal	Davis	Jones	Mott	Stevens, J. H.
Boyce	Decker	Kelly	O'Connor, J. J.	Stevens, N.
Bradford	Everett	Kerrigan	Pealer	Stevens, W. C.
Brady	Fish	Kill	Pearsall	Stewart
Bridges	Fitts	Kimball	Peck	Sulzer
Burns, J. I.	Gardenier	King	Pierson	Thompson
Bush, R. P.	Gillice	Lane, H. J.	Rhodes	Tompkins
Byrne	Gretsinger	Lane, O. F.	Riley	Webster
Byrnes	Groat	Earmon	Saunders	Weed
Christie	Guenther	Lewis, B. B.	Schaaff	White
Clarke	Guibord	Lewis, R. J.	Selleck	Willis
Connelly	Haffner			

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in their amendment.

A message from the Senate was received and read in the words following :

IN SENATE, *April 8, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 154, entitled "An act to incorporate the Brooklyn Institute of Arts and Sciences, and to authorize the Brooklyn Institute to assign and convey its property thereto." (Rec. No. 49.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Birkett, and by unanimous consent, the same was amended as follows :

Section 7, lines 4 and 5, engrossed bill, strike out the words "of chapter 13 of part 1 of the Revised Statutes, relating to public libraries and."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Lewis, R. J.	Selleck
Acker	Courtney	Groat	L'Hommedieu	Sheehan
Adams	Crawford	Guibord	McBride	Sheffer
Andrus	Currier	Haffner	McTernan	Sohmer
Bennett	Curtis	Huson	Miller	Stein
Blanchfield	Davis	Johnson, A.	Mitchell	Stevens, J. H.
Blumenthal	Decker	Johnson, H. C.	Mott	Stevens, W. C.
Bradford	Dempsey	Johnson, I. S.	Mullaney	Stewart
Brady	Dickinson	Jones	Nixon	Thompson
Bridges	Dinkelspiel	Kill	Pealer	Tompkins
Burns, J. I.	Duffy	Kimball	Pearsall	Townsend
Bush, R. P.	Everett	King	Peck	Treadway
Byrne	Fish	Kurth	Pierson	Webster
Byrnes	Fitts	Lane, H. J.	Rhodes	Weed
Christie	Gardenier	Lane, O. F.	Riley	White
Clarke	Gillice	Larmon	Saunders	Willis
Cooney	Greene	Lewis, B. B.	Schaaff	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Lewis, B. B.	Saunders
Acker	Courtney	Groat	Lewis, R. J.	Schaaff
Adams	Crawford	Guibord	L'Hommedieu	Sheehan
Andrus	Currier	Haffner	McBride	Sheffer
Bennett	Curtis	Harwood	McTernan	Shields
Blanchfield	Davis	Huson	Miller	Stevens, J. H.
Blumenthal	Dempsey	Johnson, A.	Mitchell	Stevens, N.
Boyce	de Peyster	Johnson, H. C.	Monaghan	Stevens, W. C.
Bradford	Dickinson	Johnson, I. S.	Mott	Stewart
Brady	Dinkelspiel	Jones	Nixon	Sullivan
Bridges	Everett	Kelly	Pealer	Thompson
Burns, J. I.	Fish	Kill	Pearsall	Tompkins
Bush, R. P.	Fitts	Kimball	Peck	Townsend
Byrne	Gardenier	King	Pierson	Weed
Byrnes	Gillice	Lane, H. J.	Rhodes	White
Clarke	Greene	Lane, O. F.	Riley	Willis
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Senate was received and read, in the words following:

IN SENATE, *April 7, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 207, entitled "An act to legalize and confirm an election held on October 18th, 1889, in the village of Tarrytown, Westchester county, authorizing the raising of \$75,000 for sewerage purposes, and confirming the acts of the board of trustees of said village in respect to raising the same." (Rec. No. 116.)

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Robertson, and by unanimous consent, said bill was amended as follows:

(Reference in all cases to engrossed bill.)

Section 1, line 1, strike out the words "act of," and insert the words "action of the."

Same section, line 7, before the word "expenditure" insert the word "village."

Same section, line 8, strike out the words "an act" (first occurring) and insert in place thereof "chapter 291 of the Laws of 1870."

Same section, lines 9 and 10, strike out the words "passed April 20, 1870," and the balance of the section, and insert in place thereof the following: "And the acts, resolutions and proceedings of the board of trustees of said village in pursuance thereof are hereby legalized, confirmed and made valid with the same force and effect as if such election and the acts, resolutions and proceedings of the board of trustees in issuing such bonds, had conformed to the provisions of chapter 375 of the Laws of 1889, entitled 'An act to provide for the construction of sewers in any incorporated village of this State,' and as if such bonds had been duly issued, and shall be duly issued and executed by the officers, and in the manner and with the preliminary proceedings provided in said last mentioned act."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order,

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Guibord	McBride	Sheehan
Acker	Connelly	Haffner	Miller	Sheffer
Adams	Cornell	Hitt	Mitchell	Shields
Andrus	Courtney	Huson	Monaghan	Sohmer
Bennett	Currier	Johnson, A.	Mott	Stein

Blanchfield	Curtis	Johnson, H. C.	Nixon	Stevens, J. H.
Blumenthal	Davis	Johnson, I. S.	O'Connor, J. J.	Stevens, N.
Boyce	Decker	Jones	Pealer	Stevens, W. C.
Bradford	Dempsey	Kill	Pearsall	Sulzer
Brady	de Peyster	Kimball	Peck	Tompkins
Bridges	Fish	King	Pierson	Towne
Burns, J. I.	Fitts	Kurth	Rhodes	Webster
Bush, G. H.	Gardenier	Lane, H. J.	Riley	Weed
Bush, R. P.	Gillice	Lane, O. F.	Saunders	White
Byrne	Gretsinger	Lewis, R. J.	Schaaff	Wissig
Byrnes	Groat	L'Hommedieu		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	Lane, O. F.	Rhodes
Acker	Courtney	Guibord	Larmon	Riley
Adams	Crawford	Haffner	Lewis, B. B.	Saunders
Andrus	Currier	Harwood	L'Hommedieu	Schaaff
Bennett	Curtis	Hitt	McBride	Sheehan
Blanchfield	Davis	Huson	McTernan	Sheffer
Blumenthal	Decker	Johnson, A.	Miller	Stevens, J. H.
Boyce	Dinkelspiel	Johnson, H. C.	Mitchell	Stevens, N.
Bradford	Everett	Johnson, I. S.	Monaghan	Stevens, W. C.
Brady	Fish	Jones	Mott	Tompkins
Bridges	Fitts	Kerrigan	Nixon	Townsend
Burns, J. I.	Gibbs	Kill	O'Connor, J. J.	Van Vranken
Bush, R. P.	Gillice	Kimball	Pealer	Weed
Byrne	Greene	King	Pearsall	Willis
Byrnes	Gretsinger	Kurth	Peck	Wissig
Christie	Groat	Lane, H. J.	Pierson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Senate was received and read in the words following:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two houses upon the Senate bill entitled "An act to prohibit police officials or their subordinates from being interested in the manufacture or sale of any spirituous or malt liquors, ales, wines or beer" (Rec. No. 115, No. 239), report that they have duly conferred upon said matters, and agreed to recommend as follows:

Section 1, line 1, after the word "any" insert the words "excise commissioners, excise inspectors."

Same section, line 3, after the word "department" insert the words "or any commissioner of excise or inspector of excise," and after the word "villages" insert the word "towns."

Section 2, line 1, after the word "recommendation" strike out the words "direct or implied."

Same section, line 3, after the word "any" insert the words "excise commissioner, excise inspector."

Section 3, line 1, after the word "every" insert the words "excise commissioner, excise inspector."

Same section, line 8, after the word "beer" insert the words "and such of the above named officers as are hereinafter elected or appointed shall make and subscribe such oath and file the same as herein provided."

Same section, line 9, strike out the words "of the" and insert the words "excise commissioner, excise inspector," and change the word "officials" to "official," and "subordinates" to "subordinate."

Same section, line 10, strike out the word "with" and insert instead thereof the word "in."

Same section, line 11, strike out the words "police department" and insert instead thereof the words "clerk's office," and after the word "the" and before the word "village" insert the words "town or;" also, before the word "city" insert the words "with the police department of a."

Strike out all of section 3 after the word "position," in line 13, and insert instead thereof the words "mentioned in this act."

Amend the title by inserting after the word "prohibit" the words "excise commissioners, excise inspectors."

All of which is respectfully submitted.

G. S. VAN GORDER,
C. T. SAXTON,
J. F. AHEARN,

Senate Committee.

LEROY ANDRUS,
I. SAM JOHNSON,
F. S. GIBBS,
MOSES DINKELSPIEL,
JOHN CONNELLY,

Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Lane, H. J.	Saunders
Adams	Cornell	Guibord	Lane, O. F.	Schaaff
Andrus	Courtney	Haffner	Larmon	Sheffer
Bennett	Curtis	Harwood	Lewis, B. B.	Stevens, J. H.
Blanchfield	Davis	Hoag	Lewis, R. J.	Stevens, N.
Blumenthal	Decker	Huson	L'Hommedieu	Stevens, W. C.
Boyce	Dempsey	Johnson, A.	Martin	Sullivan
Bradford	de Peyster	Johnson, H. C.	Miller	Thompson
Brady	Deyo	Johnson, I. S.	Mitchell	Tompkins

Bridges	Duffy	Jones	Mott	Townsend
Burns, J. I.	Everett	Kelly	Nolan	Webster
Burns, W. B.	Fish	Kerrigan	Pearsall	Weed
Bush, R. P.	Fitts	Kill	Peck	White
Byrne	Gardenier	Kimball	Rhodes	Willis
Byrnes	Gibbs	King	Rice	Wissig
Christie	Gillice	Kurth		

For the negative,

Monaghan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

On motion of Mr. Pearsall, the House adjourned.

FRIDAY, APRIL 11, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. Towne, the journal of yesterday was approved without being read.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 264 of the Laws of 1855, entitled 'An act to amend an act entitled An act to vest certain powers in the freeholders and inhabitants of the village of Jamaica, in the county of Queens, passed April 15, 1814, and to enlarge the powers of the corporation of said village, and chapter 266 of the Laws of 1870, amending the same and conferring additional powers upon the trustees of said village'" (No. 937), reported the same with the recommendation that it be amended as follows:

Section 1, line 6, after the word "village" insert the words "as amended by chapter 266 of the Laws of 1870," and after the word "hereby" insert the word "further."

Section 6, line 1, after the word "nine" strike out the words "and ten," and before the word "title" strike out the word "said," and after the word "act" strike out the word "are" and insert the word "is."

Same section, line 2, strike out the word "respectively."

Same section, between lines 16 and 17, insert the following:

"§ 7. Section 10 of title 5 of said act is hereby amended so as to read as follows."

Change printed numbers of sections 7, 8, 9, 10, 11 and 12 to 8, 9, 10, 11, 12 and 13 respectively.

Section 11, line 5, printed, after the word "curbed" strike out the word "and."

Same section, line 10, after the word "partly" strike out the word "both" and insert the word "written and partly printed."

Same section, lines 26 and 27, strike out all between the word "taxes" and the word "and."

Amend the title by striking out after the word "village" the word "and," and insert the words "as amended by," and striking out all after the word "seventy."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 26 of the Code of Civil Procedure" (No. 1147), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "amended" insert the words "so as to read."

Mr. Speaker put the question whether the house would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 1380 of the Code of Civil Procedure" (No. 1148), reported the same with the recommendation that it be amended as follows:

Section 1, line 24, change the word "surrogate" to "surrogates."

Same section, line 37, after the word "and" insert the word "the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county'" (No. 1138), reported the same with the recommendation that it be amended as follows:

Section 2, line 36, after the word "of" strike out the words "the charter" and insert the words "chapter 199 of the Laws of 1869."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 1341 of the Code of Civil Procedure, relating to appeals from county courts" (No. 1146), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "is" insert the word "hereby."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 63 of the Laws of 1866, entitled 'An act to incorporate the New York City Mission and Tract Society'" (No. 1137), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out all between the words "of" and "eighteen" and insert the words "chapter 63 of the Laws of."

Section 2, after the word "of" strike out the word "the" and insert the word "said," and after the word "act" strike out the words "above entitled."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act to prevent fraud in the manufacture and sale of commercial fertilizers'" (No. 716), reported the same with the recommendation that it be amended as follows:

Section 5, line 7, strike out the word "analysis" and insert the word "analyses."

Amend the title by striking out after the word "amend" the words "an act" and inserting the words "chapter 222 of the Laws of 1878."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. J. I. Burns, Int. No. 1087, entitled "An act to facilitate the settlement of the claims of the State against the Horn Silver Mining Company for taxes on its corporate franchise or business," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. W. C. Stevens, from the committee on labor and industries, to which was referred the bill introduced by Mr. Courtney, Int. No. 1010, entitled "An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same, as amended by subsequent acts,'" reported in favor of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Hoag, Int. No. 1095, entitled "An act to incorporate the New York zoological and botanical gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Barton, Int. No. 948, entitled "An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. O'Connor, Int. No. 211,

entitled "An act to amend chapter 124 of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 227, entitled "An act to release to Catharine McCabe all the right, title and interest of the people of the State of New York in and to certain lands in the city of New York, and county of New York, of which Matthew Leavy died seized," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Stadler, Int. No. 188, entitled "An act to amend chapter 538 of the Laws of 1885, entitled 'An act to provide for the organization and regulation of corporations to examine and guarantee bonds and mortgages and titles to real estate,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate concurrent resolution introduced by Mr. Van Gorder, Int. No. 232, entitled "Concurrent resolution proposing an amendment to the Constitution, prohibiting the manufacture and sale of intoxicating liquors as a beverage, by adding an additional article thereto," reported in favor of the passage of the same, which report was agreed to, and said concurrent resolution placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 230, entitled "An act to enable and authorize a woman heretofore divorced from her husband to convey and release her inchoate right of dower in lands to which her husband has title or may hereafter acquire title," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate concurrent resolution introduced by Mr. Robertson, Int. No. 244, entitled "Concurrent resolution proposing an amendment to article 6 of the Constitution, relating to election of additional justices of the Supreme Court," reported in favor of the passage of the same (Messrs. Acker and Huson dissenting), which report was agreed to, and said concurrent resolution placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Acker, Int. No. 1115, entitled "An act to secure secrecy of the ballot and promote purity of elections," reported in favor of the passage of the same, with the following amendments:

Section 1, line 5, strike out the word "three" and insert the word "four" in place thereof.

Same section, line 7, strike out the word "three" and insert the word "four" in place thereof.

Section 3, add at the end of line 3 the words "pasters may be used."

Section 4, at the end of line 1 insert the words "except the cities of New York and Brooklyn."

Same section, line 5, after the word "each" insert the word "election."

Same section, line 9, strike out the word "three" and insert the word "four" in place thereof.

Section 5, line 3, after the word "wide" insert the words "containing a stub at least two inches wide, connected by a perforated line."

Same section, at the end of line 5, insert the words "for ballots."

Section 7, line 9, strike out the words "one foot" and insert the words "two feet" in place thereof.

Same section, line 22, strike out the word "electors" and insert the word "elections" in place thereof.

Same section, line 23, insert the letter "s" at the end of the word "booth," and also at the end of the word "compartment" insert the letter "s."

Same section, line 25, change the word "twelve" to "six."

Section 8, line 1, after the word "election" insert the words "or other persons charged with such duty."

Same section, line 2, change the word "bearing" to "having," and strike out the last word "written."

Same section, line 3, strike out the letter "s" in the word "signatures," and after the word "inspector" insert the words "or other persons charged with such duty, written upon the stub thereof."

Same section, line 13, after the word "election" insert the words "or other persons."

Same section, line 14, after the word "inspector" insert the words "or other persons charged with such duty who shall remove the stub therefrom and deposit the envelope," and strike out the words "and upon the deposit thereof."

Same section, lines 17 and 18, strike out the words "or except to challenge a voter," and after the word "officer" in line 17, insert the words "any person who by accident or otherwise makes any mark, device or impression upon any official envelope, by which it can be identified, may return it to the election officers and receive another in the place thereof."

Section 9, line 7, strike out all after the word "counted" and insert in lieu thereof the words "all official envelopes not given out to electors as hereinbefore provided, at the close of the polls shall be burned and destroyed."

Section 10, after the word "ballot" at the end thereof add the words "nor take an official envelope outside of the guard rail aforesaid."

Section 13, line 1, before the word "every" add the following: "Any election officer who shall make any mark, device or impression whatever upon any 'official envelope for ballots,' by which the person offering it for deposit may be identified, or any person who prints the words 'official envelopes for ballots' upon any envelope, except as hereinbefore provided, or any person who has in his possession outside of the guard rail aforesaid, between the opening and closing of the poles on election day any 'official envelope for ballots,' shall be guilty of a felony."

Same section, line 1, insert the word "other" after the word "the."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. J. I. Burns, from the committee on insurance, to which was referred the bill introduced by Mr. Whipple, Int. No. 588, entitled "An act in relation to life and casualty insurance companies, associations and societies reporting to the Insurance Department," reported in favor of the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

"SECTION 1. No order, judgment or decree, enjoining, restraining or interfering with prosecution of the business of any life or casualty insurance company, association or society of this State, or appointing a temporary or permanent receiver thereof, shall be made or granted except on the application of the Attorney-General, after his approval of a request in writing of the Superintendent of the Insurance Department; nor shall any action or proceeding be brought or maintained, or restrain or dissolve any such company, association or society, or in which receiver or accounting or injunction restraining or interfering with the prosecution of the business of any such company, association or society, is sought or applied for except by the Attorney-General as stated herein.

"§ 2. All acts or parts of acts inconsistent with this act are hereby repealed.

"§ 3. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act in relation to life and casualty companies, associations and societies organized under the laws of this State."

J. I. BURNS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. J. I. Burns, from the committee on insurance, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 210, entitled "An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. I. S. Johnson, Int. No. 647, entitled "An act to revise and amend the charter of the village of Attica, in the county of Wyoming," reported in favor of the passage of the same with the following amendments:

Title 2, section 2, line 6, after the word "freeholders" insert the words "and legal voters."

Same title, section 5, lines 2 and 3, after the word "election" strike out the words "in 1890 shall be held on the first Tuesday in March, and in each year thereafter."

Same title, same section, line , after the word "of" strike out the word "twelve" and insert the word "one," and in same line strike out after the word "o'clock" the word "noon," and insert the letters "P. M.," also, same line, after the word "until" strike out the word "six" and insert the word "seven."

Same title, same section, line 25, after the word "votes" insert the words "for the same office."

Same title, section 7, line 2, strike out the first word "at," and in same line after the word "year" insert the words "shall be held on the first Monday next after the election, at the corporation building, at half past 7 P. M., and."

Same title, section 8, lines 9 and 10, after the word "violation" strike out the words "to keep the corporate seal."

Same title, section 9, line 3, after the word "papers" strike out the word "and," and in same line after the word "records" insert the words "and corporate seal."

Same title, section 19, line 9, after the word "transcript" strike out the word "the" and insert the word "he," and in same line after the word "the" strike out the words "president of the board of trustees."

Same title, section 9, line 11, after the letter "a" strike out the word "faithful" and insert the words "full and complete."

Same title, same section, line 17, after the word "other" strike out the word "business" and insert the word "duties."

Same title, section 10, line 11, after the word "sum" insert the words "which shall be equal to double the sum named in the warrant for the collection of taxes."

Same title, section 12, line 3, after the word "time" insert the words "not exceeding one year from date of his appointment."

Same title, same section, lines 7 and 8, after the word "village" strike out the words "excepting the bridges which span the creeks and ravines in said village" and insert the word "to."

Same title, same section, add to line 14 the words "not exceeding two dollars per day for every full day's service rendered."

Same title, section 14, line 3, after the word "nor" insert the word "shall."

Same title, same section, lines 14 and 15, after the word "the" strike out the words "credit of his accounts for receiving and paying out the same" and insert the words "money received by him as such treasurer."

Same title, section 15, line 4, after the word "papers" insert the words "or other property."

Same title, section 16, line 8, after the word "manner" insert the words "at the same rate."

Title 3, section 1, lines 16 and 17, after the word "drains" strike out the words "to make and repair all bridges which may be necessary or convenient in said village."

Same title, same section, line 18, after the word "roads" insert the word "sidewalk."

Same title, same section, line 19, after the word "streets" strike out the words "to widen" and insert the word "to."

Same title, same section, line 24, after the word "grades" insert the words "of streets."

Same title, same section, line 28, after the word "appoint" strike out the word "engineer."

Same title, same section, lines 28 and 29, after the word "wardens" insert the words "and other members thereof."

Same title, same section, line 43, after the word "cemetery" add the words "to regulate the speed of railroad trains and engines within said village, and also to regulate the blowing of whistles on said engines within the limits of said village; also to compel the various railroad companies to keep and maintain suitable gates at the several railroad crossings, on Main, High and Exchange streets in said village, respectively."

Same title, same section, strike out all of line 50.

Same title, same section, line 51, strike out all up to and including the word "and," and commence the word "to" with a capital "T."

Same title, same section, line 52, strike out the words "in the public market or elsewhere."

Same title, same section, line 89, after the word "village" insert the words "hereafter established, laid out or renewed."

Same title, same section, strike out all of lines 126 and 127.

Same title, same section, line 131, strike out the words "hail or rain, which shall freeze."

Same title, same section, strike out all of lines after the word "feet" in line 134, down to and including the word "pavement," in line 144.

Same title, same section, line 147, strike out the words "or the sidewalk."

Same title, same section, strike out all of line 148.

Same title, same section, line 149, strike out the words "before provided," after the word "at" strike out the word "an" and insert the word "the," and after the word "expense" strike out the word "to" and insert the word "of."

Same title, same section, strike out after the word "occupant," in line 149, all down to and including the word "aforesaid," in line 153.

Title 4, section 1, line 4, after the word "all" strike out the word "necessary" and insert the word "public."

Same title, same section, line 13, after the word "any," second occurring, strike out the word "such" and insert the word "private."

Title 5, section 1, line 6, after the word "the" strike out the word "repair" and insert the word "planking, flagging, grading and repairing."

Same title, section 2, line 12, after the word "cross-walks" strike out the words "and bridges."

Same title, same section, lines 13 and 14, after the word "village" strike out all of lines 13 and 14.

Title 6, section 1, line 6, after the word "to" strike out the word "discontinue," after the word "out" strike out the word "widen," and after the word "open" strike out the word "alter" and insert the word "and."

Same title, section 2, line 8, after the word "holders" insert the words "residents of the county of Wyoming."

Title 7, section 1, line 6, after the word "year" strike out the word "thirty" and insert the word "fifteen."

Same title, same section, line 7, after the word "raised" insert the words "for general purposes."

R. S. JOHNSON,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. King, from the committee on excise, to which was referred the bill introduced by Mr. Curtis, Int. No. 231, entitled "An act to regulate the sale of intoxicating liquors in the several counties, towns, cities and wards of this State," reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. King, from the committee on excise, to which was referred the bill introduced by Mr. I. S. Johnson, Int. No. 1045, entitled "An act to regulate the sale and delivery of strong, spirituous and intoxicating liquors, wines, ales or beer in towns and villages in this State, when there is not in force at the time a license permitting such sale," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 81, entitled "An act to legalize certain proceedings in the common council and officers of the city of Buffalo," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 185, entitled "An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river, in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 215, entitled "An act to close a certain part of North Henry street, in the city of Brooklyn, and to strike the same from the commissioners' map," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hunter, Int. No. 238, entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn, and the several acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 112, entitled "An act to amend section 1541 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of

New York,' as amended by chapter 567 of the Laws of 1889," reported in favor of the passage of the same (Messrs. Fish, White, Gibbs, Blumenthal and Hitt, dissenting).

Mr. Fish moved to disagree with said report, and to recommit said bill to the committee on affairs of cities, with instructions to strike out the enacting clause.

Mr. Andrus moved to lay the motion of Mr. Fish upon the table, and upon that motion called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Andrus, and it was determined in the negative.

{AYES 34}
{NOES 61}

Those who voted in the affirmative, were

Acker	Crawford	Gardenier	Lewis, R. J.	Sheffer
Andrus	Currier	Guibord	L'Hommedieu	Stevens, W. C.
Bennett	Deyo	Johnson, A.	Mitchell	Stewart
Bradford	Dickinson	Johnson, I. S.	Mott	Thompson
Bridges	Dinkelspiel	Jones	Pearsall	Tompkins
Burns, J. I.	Everett	Kimball	Pierson	Towne
Christie	Fitts	Lewis, B. B.	Saunders	

Those who voted in the negative, were

Abbey	Courtney	Harwood	Menninger	Schaaff
Blanchfield	Davis	Henderson	Monaghan	Sheehan
Blumenthal	Dempsey	Hitt	Mullaney	Shields
Boyce	de Peyster	Huson	Nixon	Sohmer
Brady	Duffy	Kelly	O'Connor, J. J.	Stein
Burns, W. B.	Endres	Kerrigan	O'Connor, J. K.	Stevens, J. H.
Bush, G. H.	Fish	Kill	O'Hare	Sullivan
Bush, R. P.	Gibbs	Lane, O. F.	Pealer	Sulzer
Byrne	Greene	Martin	Peck	Townsend
Byrnes	Groat	McBride	Rice	Van Vranken
Connelly	Guenther	McKnight	Riley	Webster
Cooney	Haffner	McTernan	Sawmiller	White
Cornell				

The question recurring upon the motion of Mr. Fish to recommit, Mr. Andrus moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Andrus, and it was determined in the negative.

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Fish to recommit, and it was determined in the affirmative.

{AYES 62}
{NOES 34}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Menninger	Schaaff
Blanchfield	Davis	Hitt	Monaghan	Sheehan
Blumenthal	Dempsey	Huson	Mullaney	Shields

Boyce	de Peyster	Kelly	Nixon	Sohmer
Brady	Duffy	Kerrigan	Nolan	Stein
Burns, W. B.	Endres	Kill	O'Connor, J. J.	Stevens, J. H.
Bush, G. H.	Fish	Kurth	O'Connor, J. K.	Sullivan
Bush, R. P.	Gibbs	Lane, O. F.	O'Hare	Sulzer
Byrne	Gillice	Martin	Pealer	Townsend
Byrnes	Greene	McBride	Rice	Van Vranken
Connelly	Guenther	McKnight	Riley	Webster
Cooney	Haffner	McTernan	Sawmiller	White
Cornell	Harwood			

Those who voted in the negative, were

Acker	Deyo	Guibord	Mitchell	Stevens, W. C.
Andrus	Dickinson	Johnson, A.	Mott	Stewart
Bennett	Dinkelspiel	Johnson, I. S.	Pearsall	Thompson
Bradford	Everett	Lane, H. J.	Pierson	Tompkins
Bridges	Fitts	Lewis, B. B.	Saunders	Towne
Burns, J. I.	Gardenier	Lewis, R. J.	Sheffer	Willis
Christie	Groat	L'Hommedieu	Stevens, N.	

Mr. Fish moved to reconsider the vote by which the bill was recommitted to the committee on affairs of cities, with instructions to strike out the enacting clause.

Mr. Sheehan moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Fish, and it was determined in the negative.

Messrs. Fish and Bridges asked to be excused from voting.

Mr. Speaker put the question whether the House would agree to said request, and it was determined in the negative.

The name of Mr. Andrus was called and he did not respond.

Mr. Fish moved that the Sergeant-at-Arms bring Mr. Andrus before the bar of the House, that he might be compelled to vote.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Sergeant-at-Arms appeared before the bar of the House with Mr. Andrus.

The Clerk called the name of Mr. Andrus, who voted in the affirmative.

When the name of Mr. Deyo was called, he did not respond.

Mr. Gibbs moved that he be brought before the bar of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Sergeant-at-Arms appeared before the bar of the House with Mr. Deyo.

The Clerk called the name of Mr. Deyo, who voted in the affirmative.

The Clerk announced the result as follows:

{AYES 21}
{NOES 62}

Those who voted in the affirmative, were

Acker	Dinkelspiel	Guibord	Jones	Stevens, N.
Andrus	Everett	Johnson A.	King	Stevens, W. C.
Bridges	Fitts	Johnson, H.C.	Pierson	Stewart
Christie	Gardenier	Johnson, I. S.	Saunders	Towne
Deyo				

Those who voted in the negative, were

Abbey	Courtney	Henderson	Menninger	Schaaff
Blanchfield	Davis	Hitt	Monaghan	Sheehan
Blumenthal	Dempsey	Huson	Mullaney	Shields
Boyce	de Peyster	Kelly	Nixon	Sohmer
Brady	Duffy	Kerrigan	Nolan	Stein
Burns, W. B.	Endres	Kill	O'Connor, J.J.	Stevens, J.H.
Bush, G. H.	Fish	Kurth	O'Connor, J.K.	Sullivan
Bush, R. P.	Gibbs	Lane, O. F.	O'Hare	Sulzer
Byrne	Gillice	Martin	Pealer	Townsend
Byrnes	Greene	McBride	Rice	Van Vranken
Connelly	Guenther	McKnight	Riley	Webster
Cooney	Haffner	McTernan	Sawmiller	White
Cornell	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have nonconcurring in the passage of the same.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 226, entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, as amended by chapter 14 of the Laws of 1880,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Andrus, Int. No. 1011, entitled "An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia Reynolds thereof by the extension of Elmwood avenue, and to raise the amount by local assessment," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1109, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which

was referred the bill introduced by Mr. R. P. Bush, Int. No. 1117, entitled "An act to further amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 1102, entitled "An act to establish a police relief fund in the city of Elmira," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 1103, entitled "An act to authorize the city of Elmira to submit to the qualified voters of said city the question of raising money for the purpose of making certain improvements and repairs in connection with the police department, the fire department and bridges, and for the purchase of the island in the Chemung river, near the outlet of Newtown creek; and upon a favorable vote thereon, to issue bonds of said city therefor," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Cooney, Int. No. 713, entitled "An act to amend section 15, section 18 and section 25 of title 4, and section 7 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, so far as the same refer to the sinking fund and funds, and the powers and duties of the commissioners thereof, and the provisions for payments to said sinking funds to meet the interest and principal of the bonds and obligations of said city,'" reported in favor of the passage of the same (Messrs. Andrus and Weed dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1106, entitled "An act to authorize the city of Brooklyn to acquire land and premises between Grand street and North Fourth street for public dock purposes, and to provide the means of payment therefor," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1066, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gibbs, Int. No. 1078, entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their

rank and designation," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Byrnes, Int. No. 767, entitled "An act to alter the commissioners' map of the city of Brooklyn, by extending Second avenue to and across Gowanus bay, and in relation to the improvements of said avenue," reported in favor of the passage of the same (Messrs. Andrus and Weed, dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 1101, entitled "An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus from the committee on affairs of cities, to which was referred the bill introduced by Mr. White, Int. No. 831, entitled "An act to further amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Stranahan, Int. No. 1094, entitled "An act to amend section 2 of chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego Fire Department of the city of Oswego,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Clarke, Int. No. 684, entitled 'An act to authorize the alteration of the map or plan of a portion of the city of New York in the Twenty-third ward of said city,' reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hoag, Int. No. 1110, entitled 'An act to provide for the appointment and maintenance of a non-partisan board of police commissioners in the city of New York,' reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Monaghan, Int. No. 1105, entitled "An act to authorize the appointment of an officer to be known as the warden of the grand jury of the city and county of New York," reported in favor of the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

SECTION 1. On or before the 1st day of January, 1891, the recorder of the city of New York shall appoint a suitable person, resident of

the city and county of New York, to have and to take charge of the grand juries selected to serve in and for the city and county of New York, in the Court of General Sessions of the city and county of New York. Such person shall have sole charge of and guard over such grand juries under the direction of the court while the members thereof are in session and in court and are going to and returning from court to the exclusion of all other persons. The salary of said person shall be \$2,000 a year, payable at the expiration of each and every month of said term, and the same shall be a charge upon and shall be paid out of the treasury of the city and county of New York. Such officer shall be known and designated as "warden of the grand jury."

§ 2. All acts and parts of acts inconsistent with or repugnant to the provisions of this act are hereby repealed.

§ 3. This act shall take effect immediately.

Amend the title by striking out the words "and county."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weed, Int. No. 1073, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported the same for the consideration of the House, which report was agreed to, and said bill ordered recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Byrne, Int. No. 1043, entitled "An act for the further protection of the health of the inhabitants of the city of New York, by requiring the removal of the disinfecting station and crematories of the board of health of said city, now at the foot of East Sixteenth street in said city, to North Brothers island, in the East river," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Martin, Int. No. 1072, entitled "An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license for the years 1887 and 1888," reported in favor of the passage of the same, with the following amendment:

Section 1, line 4, after the words "New York" insert the words "or to release in whole or in part the said company from." -

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kurth, Int. No. 986, entitled "An act for acquiring the ownership and control of the road or highway known as the Brooklyn and Jamaica plankroad, located in the Twenty-fifth and Twenty-sixth wards of the city of Brooklyn," reported in favor of the passage of the same with the following amendments:

Section 1, line 5, after the words "of the" insert the words "Twenty-fifth and," and add the letter "s" to the word "ward."

Same section, lines 8 and 9, strike out the words "not exceeding \$100,000."

Amend the title so that the last line shall read "located in the Twenty-fifth and Twenty-sixth wards of the city of Brooklyn."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Courtney, Int. No. 1076, entitled "An act to authorize the issue of bonds of the city of Rochester to pay for additional water supply," reported in favor of the passage of the same, with the following amendment:

Section 1, line 4, after the word "supply" insert the words "only by what is known as the gravity system."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 209, entitled "An act to amend section 663 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, as amended by chapter 84 of the Laws of 1887, in relation to the powers, duties and health fund of the board of health, and of the health department of the city of New York, and for the preservation of the public health,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Haffner, Int. No. 133, entitled "An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions,'" reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Stein moved to take from the table the motion to disagree with the adverse report of the committee on codes on the bill introduced by Mr. Stein, Int. No. 279, entitled "An act to amend

section 507 of the Code of Criminal Procedure, relating to the infliction of the death penalty," and that said bill be restored to its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the negative.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 21, entitled "An act to amend chapter 146, of the Laws of 1872, entitled 'An act to authorize corporations to hold and convey real estate for business purposes in other States, with the consent thereof,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 10, strike out the words "connected with its business."

Same section, line 12, after the word "States," insert the words "and foreign countries," and in same line correct the word "but."

J. I. BURNS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. Andrus, Int. No. 766, entitled "An act to regulate the practice of architecture," reported, in favor of the passage of the same, with the following amendments (Mr. Bridges dissenting):

Strike out the first section and insert in lieu thereof the following:

"§ 1. Within sixty days after the passage of this act the Regents of the University of the State of New York shall appoint seven persons to constitute the State board of architects, three of whom shall be appointed to hold office for one year; and four of whom shall be appointed to hold office for two years. Such appointments shall be made in writing and be filed with the Secretary of State. Upon the expiration of the term of office of each member of the State board of architects, the Regents of the University shall appoint his successor for a term of two years. Each member shall hold over after the expiration of his term until his successor shall have been duly appointed and qualified. Any vacancy occurring in the membership of the board of architects shall be filled for the balance of the unexpired term in like manner. The members of the board shall serve without compensation or reimbursement for their services and expenses from the State."

Section 5, line 8, change the word "constructed" to "construed."

Same section, lines 9 and 10, strike out the word "architect" and insert in lieu thereof the word "designer."

Section 6, line 5, change the word "thirteen" to "thirtieth."

J. I. BURNS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. W. B. Burns, Int. No. 985, entitled "An act to extend the powers of boards of supervisors over highways and bridges in counties other than New York and Kings," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. Cornell, Int. No. 1065, entitled "An act to repeal section 2 of chapter 355 of the Laws of 1886, entitled 'An act increasing the legislative powers of boards of supervisors,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. I. Burns, from the committee on general laws, to which was referred the bill introduced by Mr. Bradford, Int. No. 954, entitled "An act to amend chapter 154 of the Laws of 1882, entitled 'An act to protect primary elections and conventions of political parties, and to punish offenses committed thereat,'" reported the same for the consideration of the House, with the following amendment (Mr. Bridges dissenting):

Strike out all after the enacting clause and insert the following :

SECTION 1. Chapter 154 of the Laws of 1882, entitled "An act to protect primary elections and conventions of political parties, and to punish offenses committed thereat," as amended by chapter 265 of the Laws of 1887, is hereby amended by adding an additional section, to be known as section 8.

§ 8. Whenever any political committee shall call a convention of delegates from the towns or wards of any county or Assembly district in this State for the purpose of nominating candidates for county or Assembly district officers, or for the purpose of electing delegates to a political convention, the said political committee shall designate in the call issued for such convention the day on which the primary elections shall be held to elect the delegates to said convention.

J. I. BURNS.

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus offered for the consideration of the House a resolution in the words following:

WHEREAS, Notification has been received from the vice-chancellor of the Board of Regents of the State of New York, that vacancies have occurred in said board by the death of Hons. John L. Lewis and Henry R. Pierson; therefore,

Resolved (if the Senate concur), That the Legislature meet in joint session on Tuesday, April 15th, at 12 o'clock, noon, for the purpose of electing Regents of the University in place of John L. Lewis and Henry R. Pierson, deceased.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to reappropriate

moneys heretofore appropriated for the erection of a State armory in the village of Mohawk, in the county of Herkimer" (No. 791), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

"SECTION 1. The balance remaining in the treasury unexpended of the sum of \$15,000, appropriated by chapter 426 of the Laws of 1888 "for the erection of an armory in the village of Mohawk, in the county of Herkimer, for the use of the National Guard in said county," being the sum of \$15,000, is hereby reappropriated, and the further sum of \$7,000 is hereby appropriated for the same purpose; the whole to be expended under the direction of the commissioners named in said chapter, and payable upon the conditions therein and herein prescribed, out of any money in the treasury, belonging to the general fund, not otherwise appropriated; but no part of the sum appropriated or reappropriated by this act shall be expended until the contract or contracts for furnishing the material and performing the work herein provided for shall satisfy the Comptroller that the said armory and all necessary fixtures and sewerage shall be completed within the limits of the appropriations therefor.

"§ 2. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act making a reappropriation for the erection of a State armory in the village of Mohawk, county of Herkimer, and making an appropriation for such armory."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, three-fifths being present.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, I. S.	O'Hare	Stein
Acker	Dempsey	Kerrigan	Pealer	Stevens, J. H.
Blanchfield	de Peyster	Kill	Peck	Stevens, W. C.
Blumenthal	Duffy	Kimball	Pierson	Stewart
Bradford	Fish	Larmon	Rhodes	Stranahan
Brady	Gardenier	Lewis, B. B.	Rice	Sullivan
Burns, J. I.	Gibbs	L'Hommedieu	Riley	Sulzer
Burns, W. B.	Gillice	Martin	Saunders	Thompson
Byrne	Greene	McBride	Sawmiller	Tompkins
Byrnes	Haffner	McKnight	Schaaff	Towne
Clarke	Harwood	McTernan	Selleck	Townsend
Connely	Henderson	Monaghan	Sheehan	Van Vranken
Cooney	Hitt	Mott	Sheffer	Webster
Cornell	Huson	Nixon	Shields	White
Courtney	Johnson, H. C.	Nolan	Sohmer	Willis
Currier				

Those who voted in the negative, were

Crawford Groat

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Stranahan offered for the consideration of the House a resolution in the words following:

Resolved, That Assembly bill No. 1353, entitled "An act to amend section 2 of chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled 'An act incorporating the Oswego fire department of the city of Oswego,'" be recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Peck offered for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 15, entitled "An act to authorize towns to raise money to defray the expenses of the proper observance of memorial or decoration day," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate; and request their concurrence therein.

Mr. McKnight offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 690, entitled "An act amending, revising and consolidating the several acts in relation to the village of Greenbush, passed March 22, 1854, April 29, 1863, and April 25, 1871," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 345 of the Laws of 1888, entitled "An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads.'" (Rec. No. 245.)

Mr. Sheehan asked unanimous consent that said bill be substituted for Assembly bill No. 1044, now on order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 69}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Endres	Kerrigan	Pearsall	Stevens, J. H.
Acker	Everett	Kill	Peck	Stevens, N.
Andrus	Fish	Kimball	Pierson	Stevens, W. C.

Bennett	Fitts	Lane, O. F.	Rhodes	Stewart
Blanchfield	Gardenier	Larmon	Riley	Stranahan
Brady	Gillice	L'Hommedieu	Saunders	Sulzer
Cooney	Guibord	McKnight	Sawmiller	Towne
Courtney	Haffner	Monaghan	Schaaff	Townsend
Crawford	Harwood	Mott	Selleck	Treadway
Curtis	Henderson	Nixon	Sheehan	Van Vranken
Davis	Huson	Nolan	Sheffer	Webster
Dempsey	Johnson, A.	O'Connor, J. J.	Shields	White
de Peyster	Johnson, I. S.	O'Connor, J. K.	Sohmer	Willis
Duffy	Jones	Pealer	Stein	

Unanimous consent having been granted, said bill was substituted and placed on the order of second reading.

"An act to provide for the change of the name of the Bank of Attica, at Buffalo, N. Y." (Rec. No. 246), which was read the first time and referred to the committee on banks.

"An act to amend chapter 321 of the Laws of 1889, entitled 'An act to provide for the construction of an iron bridge over the Tonawanda creek and Erie canal connecting Main street, in the village of North Tonawanda, in the county of Niagara, with Delaware street, in the village of Tonawanda, in the county of Erie, and making an appropriation therefor'" (Rec. No. 247), which was read the first time and referred to the committee on canals.

"An act making an appropriation for the compensation of stenographers of the Supreme Court in the Fifth judicial district" (Rec. No. 248), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 237 of the Laws of 1872, entitled 'An act revising, amending and consolidating the charter of, and the several acts relating to the village of Geneseo, in the county of Livingston, modifying the powers of the corporation and the duties of its officers'" (Rec. No. 249), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the city of Brooklyn to purchase and to hold certain land in the said city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon, and to authorize the issue of bonds for such purposes" (Rec. No. 250), which was read the first time and referred to the committee on the affairs of cities.

"An act to provide for the erection of a State armory in the city of Utica, and making an appropriation therefor" (Rec. No. 251), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 322 of the Laws of 1870, entitled 'An act to authorize corporations to change their names'" (Rec. No. 252), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 3017 of the Code of Civil Procedure, relative to transcripts of judgments and executions thereon" (Rec. No. 253), which was read the first time and referred to the committee on codes.

"An act to amend chapter 342 of the Laws of 1885, entitled 'An

act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings or other improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts'" (Rec. No. 254), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 855 of the Laws of 1869, entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings'" (Rec. No. 255), which was read the first time and referred to the committee on general laws.

"An act authorizing the city of Buffalo to adjust and pay the amount of damages suffered by Amelia E. Reynolds thereof, by the extension of Elmwood avenue, and to raise the amount by local assessment" (Rec. No. 256), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 362 of the Laws of 1884, entitled 'An act to authorize the consolidation of manufacturing corporations,' passed May 28, 1884'" (Rec. No. 257), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 277 of the Laws of 1880, entitled 'An act to amend chapter 217 of the Laws of 1875, entitled 'An act relative to the Farmers' Loan and Trust Company'" (Rec. No. 258), which was read the first time and referred to the committee on the judiciary.

Mr. Andrus offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on cities be discharged from the further consideration of the bill (No. 498) entitled "An act to revise the charter of the city of Buffalo," and the same be placed on the order of second reading.

Objected to by Mr. Guenther.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. de Peyster, Int. No. 147, entitled "An act for the better support of the poor in the town of Red Hook, in the county of Dutchess," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Cooney, Int. No. 131, entitled "An act to authorize the appointment of an Italian interpreter for grand juries and courts of sessions, and to fix the compensation thereof," reported in favor of the passage of the same with the following amendment:

Section 1, line 2, after the word "State" and before the word "having" insert the words "except the county of New York."

S. F. NIXON,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Coons, Int. No. 417, entitled "An act to amend chapter 466 of the Laws of 1889, entitled 'An act to amend title 17 of chapter 20 of part 1 of the Revised Statutes,

entitled Of dogs," reported in favor of the passage of the same, with the following amendment:

Section 1, line 5, strike out the word "county" and insert the word "counties."

Same section, line 6, after the word "Schoharie" insert the words "Chenango, Oneida, Genesee, Queens and Chautauqua."

S. F. NIXON,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Huson, Int. No. 627, entitled "An act to amend section 11 of article 1 of chapter 16 of part 1 of the Revised Statutes, relating to the purchase of road-working tools by road districts," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Towne, Int. No. 1034, entitled "An act to make the office of county clerk of Chautauqua county a salaried office, and regulating the management of said office," reported in favor of the passage of the same, which report was agreed to.

Mr. Towne asked unanimous consent that said bill be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Endres	Kimball	Pearsall
Acker	Cornell	Everett	King	Peck
Andrus	Courtney	Fish	Lane, H. J.	Pierson
Bennett	Crawford	Fitts	Larmon	Saunders
Blanchfield	Currier	Gardenier	Lewis, B. B.	Sawmiller
Blumenthal	Curtis	Gillice	Martin	Schaaff
Boyce	Davis	Guenther	Mitchell	Selleck
Bridges	Decker	Guibord	Mott	Sheehan
Burns, J. I.	Dempsey	Johnson, A.	Nixon	Shields
Bush, R. P.	de Peyster	Johnson, H. C.	Nolan	Stevens, J. H.
Byrne	Deyo	Johnson, I. S.	O'Connor, J. J.	Stranahan
Byrnes	Dickinson	Jones	O'Connor, J. K.	Towne
Christie	Dinkelspiel	Kerrigan	Pealer	Van Vranken
Clarke				

Unanimous consent having been granted, said bill was placed on the order of third reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 134, entitled "An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' and the several acts

amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Donaldson, Int. No. 201, entitled "An act to amend chapter 155 of the Laws of 1886, entitled 'An act for the care and support of the poor in the county of Hamilton,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 192, entitled "An act to amend chapter 183 of the Laws of 1867, entitled 'An act to authorize the construction of a bridge over Mill creek, in the town of Dix,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 136, entitled "An act to amend chapter 556 of the Laws of 1888, entitled 'An act to provide for a police commission in the town of Flatbush, Kings county, and to establish a police force therein,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Van Vranken, from his seat, introduced a bill entitled "An act to amend chapter 845 of the Laws of 1866, entitled 'An act to incorporate the New York Northern Railroad Company, and chapter 106 of the Laws of 1887, amendatory thereof" (Int. No. 1135), which was read the first time and referred to the committee on railroads.

Mr. Peck, from the committee on revision, to which was referred a bill entitled "An act to amend and revise title 3 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same'" (No. 1151), reported the same, with the recommendation that it be amended as follows:

Section 3, line 51, strike out the word "and," first occurring.

Same section, line 100, strike out the word "them" and insert the words "any such rule, regulation or ordinance."

Mr. Speaker put the question whether the House would agree to the report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred a bill entitled "An act to legalize the employment of Lieutenant Gustavus C. Hanns in the work of determining the boundary line in lands under water between the States of New York and New Jersey, and to authorize the Board of Claims to hear, audit and determine his claim against the State for services under such employment, and to make an award for such services" (Int. No. 1070), reported the same with the recommendation that it be amended as follows:

Section 1, line 3, strike out the word "Hanns" and insert the word "Hanus of the."

Same section, line 10, strike out the word "Hanns" and insert the word "Hanus."

Amend the title by striking out the word "Hanns" and inserting the word "Hanus."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 438 of the Laws of 1862, entitled 'An act to provide for the formation of societies for the prevention of horse stealing,'" (No. 1217), reported the same with the recommendation that it be amended as follows:

Section 1, line 20, strike out the second "be."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 210 of the Laws of 1878, entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' and the several acts amendatory thereof'" (No. 1216), reported the same without recommendation, and said bill ordered engrossed for a third reading.

Mr. Groat presented a petition remonstrating against the passage of Assembly bill No. 307, entitled "An act to provide for the election of school directors in the several towns of this State, and to prescribe their powers and duties," which was read and referred to the committee on public education.

Leave of absence was granted to Mr. Weed for the day.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bills Nos. 690 and 15, with a message that they have concurred in the passage of the same.

"An act amending, revising and consolidating the several acts in relation to the village of Greenbush, passed March 22, 1854; April 29, 1863, and April 25, 1871." (No. 690.)

"An act to authorize towns to raise money to defray the expenses of the proper observance of Memorial or Decoration day." (No. 15.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended:

"An act changing the name of 'The State Lunatic Asylum' to 'The Utica State Hospital.'" (No. 595.)

"An act to repeal section 1 and amend section 2 of chapter 406 of the Laws of 1889, entitled 'An act to amend chapter 2 of part 2 of the Revised Statutes, as amended by chapter 320 of the Laws of 1830, by making an additional section to said chapter, and to amend section 2 of chapter 157 of the Laws of 1842, entitled 'An act to extend the exemption of household furniture and working tools from distress for rent and sale under execution,' relating to the descent of real estate and distribution of personal property.'" (No. 246.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act for the establishment and government of a public park to be known as 'Bensonhurst park,' in the town of New Utrecht." (No. 465.)

"An act making an appropriation for the purchase by the State of certain land adjoining Washington's headquarters at Newburgh, and for grading, fencing and improving the same." (No. 105.)

"An act to amend chapter 512 of the Laws of 1880, entitled 'An act to amend chapter 482 of the Laws of 1875, entitled An act to confer on boards of supervisors further powers of local legislation and administration, and to regulate the compensation of supervisors.'" (No. 417.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend article 2 of title 2 of chapter 13 of part 1 of the Revised Statutes, relating to the manner in which assessments are to be made, and the duties of the assessors." (No. 384.)

"An act making an appropriation for the payment of the interest on the canal debt for the fiscal year, beginning on the first day of October, 1890." (No. 392.)

"An act to amend chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county.'" (No. 333.)

"An act to authorize towns to raise money to defray the expenses of the proper observance of memorial or decoration day" (No. 15.)

"An act to amend chapter 372 of the Laws of 1887, entitled 'An act requiring official bonds, and the bonds or undertakings of officers or trustees appointed by the court to be recorded in certain cases.'" (No. 695.)

"An act to amend chapter 292 of the Laws of 1888, entitled 'An act to authorize the purchase of lands for the erection of State armories and the taking of the said lands for said armories where agreement can not be made with the owner or owners of said lands by the exercise of the right of eminent domain, and making the cost thereof county charges.'" (No. 685.)

"An act to further amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto." (No. 796.)

"An act to authorize and empower the trustees of Cambridge Washington Academy to sell or dispose of the property of the said academy." (No. 473.)

"An act to legalize and confirm the action of the special committee of the Assembly of 1887, in certain cases, and to authorize the Board of Claims to hear, audit and determine the claims of Matthew J. Myers against the State for services and disbursements, and to make an award therefor." (No. 319.)

Ordered, That the Clerk return said bills to the Governor.

The Senate returned the concurrent resolution of April 11th, relative to the election of members of the Board of Regents to fill vacancies caused by the death of Hons. John L. Lewis and Henry

R. Pierson, with a message that they have concurred in the passage of the same.

On motion of Mr. Andrus, the House adjourned till Monday evening next at 8.30 o'clock.

MONDAY, APRIL 14, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Charles E. Dunn.

On motion of Mr. Towne, the journal of Friday, April 11, was approved without being read.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 14, 1890.

To the Assembly :

Assembly bill No. 788, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' as amended by chapter 360 of the Laws of 1889," is herewith returned without approval.

This bill is based upon a bad principle. It proposes to add four more dispensaries to the thirty-six medical institutions in the city of Brooklyn which shall receive moneys annually out of the city's tax levy. Six new institutions were added to the list last year, and should the present bill become a law encouragement would thereby be given to similar legislation in each succeeding year. The bill gives to the city authorities no option in the premises, but compels them, whether in accordance with their judgment or against it, to appropriate annually \$5,000 for the use of these dispensaries, upon the consideration merely that the latter shall furnish medical and surgical aid and treatment to the poor of Brooklyn who may apply therefor. I approved the act of last year, but I can not conscientiously affix my signature to this.

A succession of such acts should not be encouraged. The Legislature can not be so good a judge of the desirability of such legislation as the local authorities. Yet, the mayor, the comptroller and the common council have no voice in this matter; the provisions of the bill are mandatory. The people of Brooklyn are taxed for a questionable purpose by an inappropriate and unrepresentative body. Although the amount is not large, the principle is opposed to the theory of home rule, and should be discouraged. There is reason for believing that previous legislation of this kind has been abused, in that essentially private institutions have been made beneficiaries of public funds. That is a natural consequence where taxation is forced against the consent of the taxpayers or their directly responsible officers. It has been customary to allow bills like these to become laws, but so harmful is the tendency of such legislation that in my judgment it is time to begin a new departure.

DAVID B. HILL.

On motion of Mr. Sheehan, said bill and the accompanying message were laid upon the table.

Leave of absence was granted to Mr. de Pey ter till April 17th, to Mr. Mase till evening of April 15th, and to Messrs. Weed and Ballantine for the day.

The privileges of the floor were extended to Hon. J. Harry Kent. Mr. Speaker announced the special order of the day, being the consideration of the report of the committee on privileges and elections in the matter of the petition of William B. Le Roy contesting the seat now occupied by Michael Gillice, as set forth in Assembly document No. 83.

Mr. Stranahan asked that the roll be called.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Currier	Huson	Menninger	Sheehan
Acker	Curtis	Johnson, A.	Miller	Sheffer
Adams	Davis	Johnson, H.C.	Mitchell	Shields
Andrus	Decker	Johnson, I. S.	Monaghan	Sohmer
Barton	Dempsey	Johnson, R.S.	Mott	Stein
Bennett	Deyo	Jones	Nixon	Stevens, J. H.
Blanchfield	Dickinson	Kelly	O'Connor, J.J.	Stevens, N.
Blumenthal	Endres	Kerrigan	O'Connor, J.K.	Stevens, W. C.
Boyce	Everett	Kill	O'Hare	Stewart
Brady	Fish	Kimball	Page	Stranahan
Bridges	Fitts	King	Pealer	Sullivan
Burns, J. I.	Gardenier	Kurth	Pearsall	Sulzer
Burns, W. B.	Gibbs	Lane, H. J.	Peck	Thompson
Bush, R. P.	Gillice	Lane, O. F.	Pierson	Tompkins
Byrne	Gretsinger	Larmon	Rhodes	Towne
Byrnes	Groat	Lewis, B. B.	Rice	Townsend
Christie	Guenther	Lewis, R. J.	Riley	Treadway
Clarke	Guibord	L'Hommedieu	Sage	Van Vranken
Connelly	Haffner	Martin	Saunders	Webster
Coons	Harwood	McBride	Sawmiller	White
Cornell	Henderson	McKnight	Schaaff	Wissig
Courtney	Hitt	McTernan	Selleck	Speaker
Crawford	Hoag			

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The question recurring upon agreeing with the report of the committee and the adoption of the following resolution:

Resolved, That William B. Le Roy was, at the last general election, duly elected to the Assembly from the Fourth Assembly district of the county of Albany, which seat is now held by Michael C. Gillice, and that the said William B. Le Roy is hereby awarded the same.

All of which is respectfully submitted.

Dated April 3, 1890.

N. N. STRANAHAN.
JAMES BALLANTINE.
HENRY C. JOHNSON.
A. S. THOMPSON.
GEO. I. WEED.
JOHN K. STEWART.

Mr. Hitt moved to amend by substituting the minority report, a part of which is as follows:

Resolved, That Michael C. Gillice, the sitting member, is the lawfully elected representative from the Fourth Assembly district of Albany county, and that he is entitled to retain his seat in the Assembly as such representative.

Dated ALBANY, April 7, 1890.

D. T. CORNELL.
THOMAS BRADY.
TIMOTHY D. SULLIVAN.

Mr. Stranahan moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hitt, and it was determined in the negative.

{ AYES 56 }
{ NOES 62 }

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Menninger	Sheehan
Blanchfield	Cornell	Hitt	Monaghan	Shields
Blumenthal	Courtney	Huson	Mullaney	Sohmer
Boyce	Dempsey	Kelly	Nolan	Stein
Brady	Dinkelspiel	Kerrigan	O'Connor, J. J.	Stevens, J. H.
Bush, G. H.	Duffy	Kill	O'Hare	Sullivan
Bush, R. P.	Endres	Lane, O. F.	Pealer	Sulzer
Byrne	Greene	Martin	Rice	Townsend
Byrnes	Guenther	McBride	Riley	Van Vranken
Clarke	Haffner	McKnight	Sage	Webster
Connelly	Harwood	McTernan	Schaaff	Wissig
Cooney				

Those who voted in the negative, were

Acker	Davis	Johnson, A.	L'Hommedieu	Sawmiller
Adams	Decker	Johnson, H. C.	Miller	Selleck
Andrus	Deyo	Johnson, I. S.	Mitchell	Shaffer
Ballantine	Dickinson	Johnson, R. S.	Mott	Stevens, N.
Barton	Everett	Jones	Nixon	Stevens, W. C.
Bennett	Fish	Kimball	O'Connor, J. K.	Stewart
Bridges	Fitts	King	Page	Stranahan
Burns, J. I.	Gardenier	Kurth	Pearsall	Thompson
Burns, W. B.	Gibbs	Lane, H. J.	Peck	Towne
Christie	Gretsinger	Larmon	Pierson	Treadway
Crawford	Groat	Lewis, B. B.	Rhodes	Weed
Currier	Guibord	Lewis, R. J.	Saunders	White
Curtis	Hoag			

Mr. Speaker then put the question whether the House would agree with the report of the committee and the adoption of the resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{AYES 63}
{NOES 56}

Those who voted in the affirmative, were

Acker	Davis	Johnson, A.	Miller	Selleck
Adams	Decker	Johnson, H.C.	Mitchell	Sheffer
Andrus	Deyo	Johnson, I. S.	Mott	Stevens, N.
Ballantine	Dickinson	Johnson, R.S.	Nixon	Stevens, W. C.
Barton	Everett	Jones	O'Connor, J.K.	Stewart
Bennett	Fish	Kimball	Page	Stranahan
Bridges	Fitts	King	Pearsall	Thompson
Burns, J. I.	Gardenier	Kurth	Peck	Tompkins
Burns, W. B.	Gibbs	Lane, H. J.	Pierson	Towne
Christie	Gretsinger	Larmon	Rhodes	Treadway
Crawford	Groat	Lewis, B. B.	Saunders	Weed
Currier	Guibord	Lewis, R. J.	Sawmiller	White
Curtis	Hoag	L'Hommedieu		

Those who voted in the negative, were

Abbey	Coons	Henderson	Menninger	Sheehan
Blanchfield	Cornell	Hitt	Monaghan	Shields
Blumenthal	Courtney	Huson	Mullaney	Sohmer
Boyce	Dempsey	Kelly	Nolan	Stein
Brady	Dinkelspiel	Kerrigan	O'Connor, J.J.	Stevens, J. H.
Bush, G. H.	Duffy	Kill	O'Hare	Sullivan
Bush, R. P.	Endres	Lane, O. F.	Pealer	Sulzer
Byrne	Greene	Martin	Rice	Townsend
Byrnes	Guenther	McBride	Riley	Van Vranken
Clarke	Haffner	McKnight	Sage	Webster
Connelly	Harwood	McTernan	Schaff	Wissig
Cooney				

Mr. Sheehan raised the point of order that it required sixty-five votes to adopt the report of the committee.

Mr. Speaker decided the point of order not well taken; that a majority of a quorum was all that was necessary; that the report of the committee had been adopted, and that William B. Le Roy was entitled to the seat now occupied by Michael Gillice.

The Senate returned the following entitled bills:

"An act to amend section 24 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 11 of the Laws of 1886." (No. 385.)

"An act to amend section 2134 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to Hell Gate pilots." (No. 489.)

"An act to amend section 1546 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the manner of payment of the salaries of police court clerks." (No. 648.)

"An act to amend and revise chapter 55 of the Laws of 1881, entitled 'An act in relation to the public schools in the city of Hudson, and to create a board of education for said city.'" (No. 722.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to authorize the Superintendent of Public Works to deepen and enlarge the sewer in the village of Medina, known as the West street sewer, under the Erie canal in the village of Medina, and to enlarge and extend the same from the north side of said canal to the Oak Orchard creek and making an appropriation therefor." (Rec. No. 120.)

"An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled An act to incorporate the village of White Plains,' passed April 3, 1866, and the several acts amendatory thereof." (Rec. No. 193.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act in relation to the burial or other disposition of dead bodies in the town of Newtown, in the county of Queens" (No. 868), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Sheehan, the House adjourned.

TUESDAY, APRIL 15, 1890.

The House met pursuant to adjournment.

Prayer by Rev. C. Parks Evans.

On motion of Mr. J. K. O'Connor, the journal of yesterday was approved without being read.

Mr. Groat offered for the consideration of the House a resolution, in the words following:

Resolved, That at a quarter before 12 o'clock the Assembly proceed to nominate two candidates for the office of Regents of the University, to fill the vacancies occasioned by the death of Hon. John L. Lewis, and Hon. Henry R. Pierson.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 180, entitled "An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank roads, and to defray the expense thereof by local assessments of fifteen equal annual installments" (Rec. No. 234), for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill, Int. No. 308, entitled "An act to further amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' and the acts amendatory thereof" (Rec. No. 76), for the purpose of amendment.

Mr. R. P. Bush objected to the consideration of said resolution.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{AYES 56}
{NOES 52}

Those who voted in the affirmative, were

Acker	Deyo	Johnson, A.	L'Hommedieu	Selleck
Andrus	Dickinson	Johnson, H. C.	Miller	Sheffer
Ballantine	Everett	Johnson, I. S.	Mitchell	Stevens, N.
Barton	Fish	Jones	Mott	Stevens, W. C.
Bennett	Fitts	Kimball	Nixon	Stewart
Bradford	Gardenier	King	Page	Thompson
Bridges	Gibbs	Kurth	Pearsall	Treadway
Burns, J. I.	Gretsinger	Lane, H. J.	Peck	Weed
Crawford	Groat	Larmon	Pierson	Whipple
Curtis	Guibord	Lewis, B. B.	Saunders	White
Davis	Hoag	Lewis, R. J.	Sawmiller	Willis
Decker				

Those who voted in the negative, were

Abbey	Cornell	Hitt	Menninger	Schaaff
Blanchfield	Courtney	Huson	Monaghan	Sheehan
Blumenthal	Dempsey	Kelly	Mullaney	Shields
Boyce	Dinkelspiel	Kerrigan	Nolan	Stein
Brady	Duffy	Kill	O'Connor, J. J.	Stevens, J. H.
Bush, G. H.	Endres	Lane, O. F.	O'Hare	Sullivan.
Bush, R. P.	Greene	Martin	Pealer	Sulzer
Byrne	Guenther	McBride	Rice	Townsend
Clarke	Haffner	McKnight	Riley	Webster
Connelly	Harwood	McTernan	Sage	Wissig
Cooney	Henderson			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes,' and other acts amendatory of the same" (Rec. No. 260), which was read the first time and referred to the committee on the affairs of cities.

"An act to reappropriate an unexpended balance of a former appropriation, and to make an appropriation for the payment of the

awards of the Board of Claims in cases arising on account of the canals and for expenses connected therewith." (Rec. No. 261.)

Mr. Martin moved to take from the table Assembly bill No. 620, entitled "An act making appropriations for the payment of the awards of the Board of Claims in cases arising on account of the canals and for expenses connected therewith" (Rec. No. 261), now on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Martin asked unanimous consent to substitute Senate bill No. 476 for said bill.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Mitchell	Sheffer
Acker	Decker	Hoag	Mullaney	Shields
Andrus	Dempsey	Johnson, A.	Nixon	Stevens, J. H.
Barton	Deyo	Johnson, H.C.	O'Connor, J.J.	Stevens, N.
Bennett	Dickinson	Johnson, R.S.	O'Connor, J.K.	Stevens, W. C.
Blanchfield	Duffy	Jones	O'Hare	Stewart
Blumenthal	Endres	Kimball	Pealer	Sullivan
Bradford	Everett	King	Peck	Sulzer
Brady	Fish	Lane, O. F.	Pierson	Thompson
Burns, J. I.	Fitts	Larmon	Sage	Tompkins
Bush, G. H.	Gardenier	McTernan	Schaaff	Webster
Byrne	Groat	Menninger	Selleck	Weed
Connelly	Guenther	Miller	Sheehan	White

Unanimous consent having been granted, said bill was substituted and placed on the order of third reading.

"An act making a reappropriation of money for deepening and enlarging the sewer under the Erie canal in the city of Rochester, known as the Lyell and Saxton Street sewer" (Rec. No. 262), which was read the first time and referred to the committee on ways and means.

"An act making an appropriation for the Normal and Training School at Brockport" (Rec. No. 263), which was read the first time and referred to the committee on ways and means.

"An act to provide a board of electric light commissioners in and for the village of West Troy" (Rec. No. 264), which was read the first time and referred to the committee on affairs of villages.

"An act to amend section 2 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company'" (Rec. No. 265), which was read the first time and referred to the committee on the judiciary.

"An act making an appropriation for the purchase of books for use in the Senate library and Senate committees on judiciary and finance" (Rec. No. 266), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 420 of the Laws of 1888, entitled 'An

act to provide for police matrons in cities'" (Rec. No. 267), which was read the first time and referred to the committee on affairs of cities.

Mr. Andrus asked unanimous consent that said bill be substituted for Assembly bill No. 1171, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	Lewis, R. J.	Stevens, N.
Acker	Crawford	Hoag	L'Hommedieu	Stevens, W. C.
Andrus	Decker	Huson	McKnight	Stewart
Ballantine	Dempsey	Johnson, A.	Mitchell	Sullivan
Barton	Deyo	Johnson, H. C.	Monaghan	Sulzer
Blanchfield	Dinkelspiel	Johnson, I. S.	Nixon	Thompson
Blumenthal	Endres	Johnson, R. S.	O'Connor, J. K.	Townsend
Bradford	Fish	Jones	Page	Webster
Brady	Fitts	Kimball	Schaaff	Weed
Burns, J. I.	Gardenier	Kurth	Selleck	Whipple
Byrne	Gretsinger	Lane, H. J.	Sheffer	White
Byrnes	Groat	Lane, O. F.	Stein	Willis
Clarke	Guenther	Lewis, B. B.	Stevens, J. H.	Wissig

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of second reading.

The Senate returned the bill entitled "An act to amend chapter 545 of the Laws of 1888, entitled 'An act to provide for lectures for workingmen and workingwomen,' as amended by chapter 383 of the Laws of 1889" (No. 545), with a message that they have concurred in the passage of the same with the following amendment:

Section 1, line 19, engrossed bill, after the word "year" strike out the remainder of the section.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following:

Resolved, That the Assembly do non-concur in the amendments of the Senate thereto, and that a committee of conference be appointed on the part of the House, and request the appointment of a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Blumenthal, R. J. Lewis, Bridges, King and Coons.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in their amendment, have appointed a committee of conference thereon, and request the appointment of a like committee on the part of the Senate.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the village of Olean, in the county of Cattaraugus,' passed April

28, 1882" (No. 583), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 1, engrossed bill, strike out the words "the act" and insert the words "chapter 110 of the Laws of 1882."

Same section, line 4, after the word "Cattaraugus" strike out the words "passed April 28, 1882, as amended by chapter 110 of Laws of 1882."

Strike out section 2 and insert the following:

"§ 2. Section 6 of title 6 of said act is hereby amended so as to read as follows:

"§ 6. On the petition of two-thirds of all the property owners in value of any street or section of a street, such value to be determined by the last assessment-roll, the board of trustees shall have power, and it shall be their duty to cause the same to be macadamized or paved, curbed, guttered and flagged, or such material as the board may direct; the expense of such macadamizing or paving, curbing, guttering and flagging shall be assessed upon the property lying upon or adjoining such street on each side thereof, in the same manner as prescribed for sewerage assessment in section 6, title 5 of this act; provided, however, that the board of trustees may submit to a vote of the taxable inhabitants of said village, as is provided in sections 2 and 3 of title 7 of said act, the proposition involving such expenditure, and in case the consent of the majority of the taxable inhabitants of said village is obtained, as is provided in said sections 2 and 3 last above-named; and the petition of two-thirds of all of the property owners in value is made as aforesaid; two-thirds of such expense shall be assessed upon the property lying upon or adjoining such street, on each side thereof, in the manner above provided, and the remaining one-third of such expense shall be paid for by general taxation, but in case such proposition is not submitted, as aforesaid, or in case such consent of a majority of the taxable inhabitants is not obtained, such petition may nevertheless be made as above provided, and the board of trustees shall thereupon have power and it shall be their duty to cause the aforesaid improvement to be made, and the entire expense therefor shall be assessed upon the property lying upon or adjoining such street on each side thereof as above provided. Any street that shall be macadamized or paved under the provisions of this section when any portion of such street shall be occupied by a street railway, that portion so occupied shall be macadamized or paved at the expense of said street railway company; no street, however, shall be macadamized or paved, curbed, guttered or flagged until after the main water and sewer pipes have been laid on such streets. All repairs or relaying of any macadamized or paved, curbed, guttered or flagged streets shall be paid for by general taxation, except such portion of a street as shall be occupied by a street railway, which portion as occupied shall be kept in repair at the expense of said street railway company.

"§ 3. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to amend chapter 110 of the Laws of 1882, entitled 'An act to amend and consolidate the several acts relating to the village of Olean, in the county of Cattaraugus.'"

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Davis	Johnson, I. S.	Miller	Sawmiller
Adams	Decker	Johnson, R.S.	Mitchell	Schaaff
Andrus	Dempsey	Jones	Monaghan	Selleck
Ballantine	Deyo	Kelly	Mott	Sheffer
Barton	Dickinson	Kerrigan	Mullaney	Shields
Bennett	Dinkelspiel	Kimball	Nixon	Stein
Blanchfield	Duffy	King	Nolan	Stevens, J. H.
Blumenthal	Everett	Kurth	O'Connor, J.J.	Stevens, N.
Bradford	Fish	Lane, H. J.	O'Connor, J.K.	Stevens, W.C.
Brady	Fitts	Lane, O. F.	O'Hare	Stewart
Bush, G. H.	Groat	Larmon	Page	Thompson
Byrne	Guenther	Lewis, B. B.	Pearsall	Townsend
Byrnes	Guibord	L'Hommedieu	Pierson	Weed
Clarke	Hitt	McBride	Rice	Whipple
Courtney	Huson	McKnight	Sage	White
Crawford	Johnson, A.	McTernan	Saunders	Wissig
Curtis	Johnson, H.C.	Menninger		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 14, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 690, entitled "An act amending, revising and consolidating the several acts in relation to the village of Greenbush, passed March 22, 1854, April 29, 1863, and April 25, 1871."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Johnson, A.	McKnight	Sawmiller
Acker	Courtney	Johnson, H.C.	McTernan	Schaaff
Adams	Crawford	Johnson, I. S.	Menninger	Selleck

Andrus	Davis	Johnson, R.S.	Miller	Saunders
Ballantine	Decker	Jones	Mitchell	Stevens, J. H.
Barton	Dempsey	Kill	Monaghan	Stevens, N.
Bennett	Deyo	Kimball	Mott	Stevens, W. C.
Bradford	Duffy	King	Mullaney	Stewart
Brady	Fitts	Kurth	Nixon	Sullivan
Bridges	Gardenier	Lane, H. J.	O'Connor, J.J.	Sulzer
Burns, J. I.	Gretsinger	Lane, O. F.	O'Connor, J.K.	Thompson
Bush, G. H.	Groat	Larmon	O'Hare	Tompkins
Byrne	Guenther	Lewis, B. B.	Page	Townsend
Christie	Guibord	Lewis, R. J.	Pearsall	Webster
Clarke	Hoag	L'Hommedieu	Rice	Weed
Connelly	Huson	Martin	Riley	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. McKnight, and by unanimous consent, the same was amended as follows:

Amend the title so as to read as follows:

"An act amending chapter 683 of the Laws of 1871, entitled 'An act amending, revising and consolidating the several acts in relation to the village of Greenbush.'"

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrnes	Henderson	McKnight	Schaaff
Acker	Connelly	Hoag	McTernan	Selleck
Adams	Cooney	Huson	Menninger	Sheehan
Andrus	Cornell	Johnson, A.	Miller	Stevens, J. H.
Ballantine	Crawford	Johnson, H.C.	Nixon	Stevens, N.
Barton	Davis	Johnson, I. S.	O'Connor, J.J.	Stevens, W. C.
Bennett	Decker	Johnson, R.S.	O'Connor, J.K.	Stewart
Blanchfield	Dempsey	Kimball	O'Hare	Sullivan
Blumenthal	Deyo	King	Pearsall	Sulzer
Boyce	Dinkelspiel	Kurth	Peck	Thompson
Bradford	Endres	Lane, H. J.	Rice	Townsend
Brady	Fitts	Lane, O. F.	Riley	Webster
Bridges	Gretsinger	Larmon	Sage	Weed
Burns, J. I.	Groat	Lewis, B. B.	Saunders	Whipple
Bush, G. H.	Guenther	L'Hommedieu	Sawmiller	White
Byrne	Guibord	Martin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate sent for concurrence the following entitled bill:

"An act to provide for the rapid transit railways in cities of over 100,000 inhabitants" (Rec. No. 259), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. Mitchell introduced a bill entitled "An act authorizing the erection of a town-house in the town of Theresa, and authorizing the town of Theresa to issue bonds in payment therefor" (Int. No. 1136)," which was read the first time.

Mr. Mitchell asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Harwood	Martin	Schaaff
Acker	Curtis	Henderson	Menninger	Selleck
Adams	Decker	Hoag	Miller	Stein
Andrus	Dempsey	Huson	Mitchell	Stevens, J. H.
Ballantine	de Peyster	Johnson, R.S.	Monaghan	Stevens, N.
Barton	Deyo	Jones	Mullaney	Stevens, W. C.
Bennett	Dickinson	Kill	Nolan	Stewart
Blumenthal	Dinkelspiel	Kimball	Nixon	Thompson
Brady	Duffy	King	O'Connor, J.J.	Tompkins
Bridges	Endres	Kurth	O'Connor, J.K.	Townsend
Burns, J. I.	Everett	Lane, H. J.	Page	Webster
Burns, W. B.	Fish	Lane, O. F.	Pearsall	Weed
Bush, R. P.	Groat	Larmon	Riley	Whipple
Connolly	Guenther	Lewis, B. B.	Sage	White
Cornell	Guibord	Lewis, R. J.	Saunders	Willis
Courtney	Haffner	L'Hommedieu	Sawmiller	

Unanimous consent having been granted, said bill was read then the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Huson	McTernan	Schaaff
Acker	Curtis	Johnson, A.	Miller	Selleck
Adams	Davis	Johnson, H.C.	Mitchell	Sheehan
Andrus	Decker	Johnson, I. S.	Monaghan	Stein
Ballantine	Dempsey	Johnson, R.S.	Mott	Stevens, J. H.
Barton	Deyo	Jones	Nixon	Stevens, N.
Bennett	Dickinson	Kimball	O'Connor, J.J.	Stevens, W. C.
Blanchfield	Dinkelspiel	King	O'Connor, J.K.	Stewart
Bradford	Endres	Kurth	Page	Sullivan
Brady	Everett	Lane, H. J.	Pearsall	Sulzer
Bridges	Gardénier	Lane, O. F.	Peck	Tompkins
Byrne	Guenther	Larmon	Pierson	Townsend

Byrnes	Guibord	Lewis, B. B.	Rhodes	Treadway
Connolly	Haffner	Lewis, R. J.	Rice	Webster
Cooney	Harwood	L'Hommedieu	Riley	Whipple
Cornell	Henderson	Martin	Sage	Willis
Courtney	Hitt	McKnight		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. J. K. O'Connor introduced a bill entitled "An act to release the estate, right, title and interest of the people of the State of New York in and to certain real estate situated in the city of Utica, in the county of Oneida, of which John Gaynor, late of said city of Utica, died seized, and authorizing his devisees to hold and convey the same" (Int. No. 1137), which was read the first time and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 305 of the Laws of 1889" (Int. No. 1138), which was read the first time and referred to the committee on affairs of cities.

Also, the bill entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 371 of the Laws of 1876 and chapter 358 of the Laws of 1882 and chapter 436 of the Laws of 1887'" (Int. No. 1139), which was read the first time and referred to the committee on affairs of cities.

Mr. Kurth introduced a bill entitled "An act to change the corporate name of the Hamilton Hook and Ladder Company No. 3, of the town of New Utrecht" (Int. No. 1140), which was read the first time and referred to the committee on the judiciary.

Mr. Fish appeared before the bar of the House and introduced to Mr. Speaker and to the House, Hon. Wm. B. Le Roy, as member of Assembly from the Fourth District, Albany county.

The oath of office was administered by the Speaker to the Hon. Wm. B. Le Roy.

Mr. Speaker directed the Sergeant-at-Arms to conduct Mr. Le Roy to the office of the Secretary of State, that he might sign the Constitution, and when this was done to conduct him to his seat in the Assembly Chamber, No. 117.

Mr. Speaker announced the calendar of the day.

The Senate bill (No. 200) entitled "An act relative to common schools in the city of New York" (Rec. No. 111), having been announced for a third reading,

Mr. King moved to recommit said bill to the committee on public education for a hearing.

Mr. Dinkelspiel moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree said motion of Mr. King, and it was determined in the negative.

{ AYES 34 }
{ NOES 63 }

Those who voted in the affirmative, were

Acker	Crawford	Groat	Lewis, R. J.	Stevens, W. C.
Adams	Davis	Guibord	Mitchell	Tompkins
Barton	Decker	Hoag	Pearsall	Towne
Blumenthal	Deyo	Johnson, I. S.	Pierson	Treadway
Bridges	Dickinson	King	Rhodes	Whipple
Burns, J. I.	Everett	Larmon	Saunders	Speaker
Burns, W. B.	Fitts	Le Roy	Stevens, N.	

Those who voted in the negative, were

Abbey	Curtis	Johnson, R.S.	Miller	Sheehan
Ballantine	Dempsey	Jones	Monaghan	Shields
Bennett	Dinkelspiel	Kelly	Mott	Stein
Blanchfield	Duffy	Kerrigan	Mullaney	Stevens, J. H.
Boyce	Endres	Kill	O'Connor, J.J.	Stranahan
Brady	Fish	Kurth	O'Connor, J.K.	Sullivan
Byrne	Gibbs	Lane, O. F.	O'Hare	Sulzer
Byrnes	Greene	L'Hommedieu	Pealer	Thompson
Clarke	Guenther	Martin	Riley	Townsend
Cooney	Haffner	McBride	Sage	Van Vranken
Coons	Harwood	McKnight	Sawmiller	Willis
Cornell	Huson	McTernan	Schaaff	Wissig
Courtney	Johnson, H.C.	Menninger		

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 64 }
{ NOES 32 }

Those who voted in the affirmative, were

Abbey	Courtney	Hitt	McTernan	Sawmiller
Blanchfield	Curtis	Huson	Menninger	Schaaff
Boyce	Dempsey	Johnson, H.C.	Miller	Sheehan
Brady	Dinkelspiel	Jones	Monaghan	Shields
Bush, G. H.	Duffy	Kelly	Mullaney	Stevens, J. H.
Bush, R. P.	Endres	Kerrigan	Nolan	Stranahan
Byrne	Fish	Kill	O'Connor, J.J.	Sullivan
Byrnes	Gibbs	Kurth	O'Connor, J.K.	Sulzer
Clarke	Greene	Lane, O. F.	O'Hare	Thompson
Connelly	Gretsinger	L'Hommedieu	Pealer	Townsend
Cooney	Guenther	Martin	Rice	Van Vranken
Coons	Haffner	McBride	Riley	Wissig
Cornell	Harwood	McKnight	Sage	

Those who voted in the negative, were

Acker	Davis	Groat	Lewis, R. J.	Stevens, N.
Adams	Decker	Guibord	Pierson	Stevens, W. C.
Ballantine	Deyo	Hoag	Rhodes	Tompkins

Blumenthal	Dickinson	Johnson, I. S.	Saunders	Whipple
Bridges	Everett	King	Selleck	Willis
Burns, J. I.	Fitts	Larmon	Stein	Speaker
Crawford	Gardenier			

The hour of a quarter to 12 o'clock having arrived, the Speaker announced that pursuant to law and agreeable to a resolution of the Assembly heretofore adopted, the Assembly would proceed to nominate two candidates for the office of Regents of the University, to fill the vacancies occasioned by the death of John L. Lewis and Henry R. Pierson.

The Assembly thereupon proceeded to nominate a candidate in place of John L. Lewis, when each member, as his name was called, rose in his place and nominated as follows:

FOR PLINY T. SEXTON.

Acker	Deyo	Jones	Nixon	Stevens, W. C.
Adams	Dickinson	Kimball	O'Connor, J. K.	Stewart
Andrus	Everett	King	Page	Stranahan
Barton	Fish	Kurth	Pearsall	Thompson
Bennett	Gardenier	Lane, H. J.	Peck	Tompkins
Bradford	Gibbs	Larmon	Pierson	Towne
Bridges	Groat	Le Roy.	Rhodes	Treadway
Burns, J. I.	Guibord	Lewis, B. B.	Saunders	Weed
Burns, W. B.	Hoag	Lewis, R. J.	Sawmiller	Whipple
Crawford	Johnson, A.	L'Hommedieu	Selleck	White
Curtis	Johnson, H. C.	Miller	Sheffer	Willis
Davis	Johnson, I. S.	Mitchell	Stevens, N.	Speaker
Decker	Johnson, R. S.	Mott		

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FOR FRANCIS M. BURDICK.

Abbey	Connelly	Haffner	McKnight	Riley
Blanchfield	Cooney	Henderson	McTernan	Sage
Blumenthal	Coons	Hitt	Menninger	Schaaff
Boyce	Cornell	Huson	Monaghan	Stevens, J. H.
Brady	Courtney	Kelly	Nolan	Sullivan
Bush, G. H.	Dempsey	Kerrigan	O'Connor, J. J.	Sulzer
Bush, R. P.	Duffy	Lane, O. F.	O'Hare	Townsend
Byrne	Endres	Martin	Pealer	Van Vranken
Byrnes	Greene	McBride	Rice	Wissig
Clarke				

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FOR ANDREW McLANE.

Shields

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When the name of Mr. Guenther was called, he stated that he was paired with Mr. Currier, and was therefore excused from voting.

A quorum having voted, and a majority having named Pliny T. Sexton as their choice, the Speaker announced that Pliny T. Sexton, of the county of Wayne, had been duly nominated on the part of the Assembly as a candidate for the office of Regent of the University to fill the vacancy occasioned by the death of John L. Lewis.

Messrs. Laughlin and Brown, a committee on the part of the Senate, appeared in the Assembly chamber and announced that the

Senate had completed their nominations for the office of Regents of the University, and were prepared to meet the Assembly in joint convention to compare nominations.

The Assembly again proceeded to the nomination of a candidate in place of Henry R. Pierson, deceased, when each member, as his name was called, rose in his place and nominated as follows:

FOR T. GUILFORD SMITH.

Acker	Decker	Johnson, R.S.	Mott	Stevens, W. C.
Adams	Deyo	Jones	Nixon	Stewart
Andrus	Dickinson	Kimball	O'Connor, J.K.	Stranahan
Ballantine	Everett	King	Page	Thompson
Barton	Fish	Kurth	Pearsall	Tompkins
Bennett	Gardenier	Lane, H. J.	Peck	Towne
Bradford	Gretsinger	Larmon	Pierson	Treadway
Bridges	Groat	Le Roy	Rhodes	Weed
Burns, J. I.	Guibord	Lewis, B. B.	Saunders	Whipple
Burns, W. B.	Hoag	Lewis, R. J.	Selleck	White
Crawford	Johnson, A.	L'Hommedieu	Sheffer	Willis
Curtis	Johnson, H.C.	Miller	Stevens, N.	Speaker
Davis	Johnson, I.S.	Mitchell		

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FOR SAMUEL M. SHAW.

Abbey	Cooney	Henderson	Menninger	Sheehan
Blanchfield	Coons	Hitt	Monaghan	Shields
Blumenthal	Cornell	Huson	Nolan	Stein
Boyce	Courtney	Kelly	O'Connor, J. J.	Stevens, J. H.
Brady	Dempsey	Kerrigan	O'Hare	Sullivan
Bush, G. H.	Dinkelspiel	Kill	Pealer	Sulzer
Bush, R. P.	Endres	Lane, O. F.	Rice	Townsend
Byrne	Greene	McBride	Riley	Van Franken
Byrnes	Haffner	McKnight	Sage	Webster
Clarke	Harwood	McTernan	Schaaff	Wissig
Connelly				

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A quorum having voted and a majority having named T. Guilford Smith, the Speaker announced that T. Guilford Smith, of Buffalo, in the county of Erie, had been duly nominated on the part of the Assembly as a candidate for the office of Regent of the University, to fill the vacancy occasioned by the death of Henry R. Pierson.

Mr. Andrus offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed to wait upon the Senate and inform that body that the Assembly have made nominations for the office of Regents of the University, and are prepared to meet the Senate in joint convention to compare nominations.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Andrus and O. F. Lane.

Mr. Andrus, from the committee appointed to wait upon the Senate and inform that body that the Assembly was prepared to

meet in joint convention, reported that the committee had performed that duty.

The hour of 12 o'clock having arrived, pursuant to a joint resolution of the Senate and Assembly the Senate appeared in the Assembly Chamber and the President of the Senate, upon taking the chair, announced that the Senate and Assembly were in joint convention for the purpose of electing two Regents of the University in place of John L. Lewis and Henry R. Pierson, deceased.

The Clerk of the Senate then read the journal of the Senate, relating to the nomination of Regents of the University, and the Clerk of the Assembly read the journal of the proceedings of the Assembly relating thereto.

The nominations having been found to agree, the President of the Senate announced and declared that Pliny T. Sexton of Palmyra, Wayne county, N. Y., had been duly elected a Regent of the University in place of John L. Lewis, deceased, and that T. Guilford Smith of Buffalo, county of Erie, in place of Henry R. Pierson, deceased.

The Senate having retired from the Assembly Chamber,

The Speaker announced that, on the meeting of the Senate and Assembly to compare nominations for the office of Regents of the University, the nominations of the two Houses were found to agree, and that as declared by the President of the Senate, Pliny T. Sexton was elected a Regent of the University in place of Hon. John L. Lewis, deceased, and that T. Guilford Smith had been duly elected in place of Hon. Henry R. Pierson, deceased.

By unanimous consent,

Mr. Speaker introduced a bill entitled "An act to provide for the printing, binding and distribution of 4,000 copies of the Clerk's Manual of 1890, and making an appropriation therefor" (Int. No. 1141), which was read the first time.

Mr. Speaker asked unanimous consent that said bill be read the second time and placed on the order of third reading, and committed to the committee on public printing, retaining its place on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	McBride	Rice
Acker	Cooney	Guibord	McKnight	Riley
Adams	Cornell	Hitt	Menninger	Sage
Bennett	Courtney	Hoag	Mitchell	Sawmiller
Blanchfield	Crawford	Johnson, H. C.	Mott	Schaaff
Boyce	Decker	Johnson, R. S.	Nixon	Selleck
Bradford	Dempsey	Kimball	O'Connor, J. K.	Sheffer
Bridges	Dinkelspiel	King	O'Hare	Stevens, N.
Burns, J. I.	Duffy	Kurth	Page	Weed
Burns, W. B.	Endres	Lane, H. J.	Pealer	Whipple
Bush, G. H.	Everett	Larmon	Pearsall	White
Byrne	Gibbs	Lewis, B. B.	Pierson	Willis
Byrnes	Gretsinger	L'Hommedieu	Rhodes	Wissig

here being no objection, so ordered.

Mr. Martin moved that the vote by which the Senate bill (No. 200), entitled "An act relative to common schools in the city of New York" (Rec. No. 111) was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to the motion, and it was determined in the affirmative:

Mr. Fish offered for the consideration of the House a resolution, the words following:

Resolved, That hereafter evening sessions be held on Tuesday and Wednesday evenings, commencing at 8 o'clock, and the session on Wednesday evening be discontinued.

Mr. Speaker put the question whether the House would agree to the resolution, and it was determined in the affirmative.

Mr. Nixon offered for the consideration of the House a resolution, the words following:

Resolved, That Assembly bill No. 861, entitled "An act to provide supply of water for domestic use, for the extinguishment of fires, and for sanitary and other purposes, in the town of New Utrecht," be recommitted to the committee on internal affairs retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative.

The bill (No. 1040) entitled "An act to amend chapter 409 of the laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,'" was read the second time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

be	Clarke	Gretsinger	Larmon	Saunders
ker	Connelly	Groat	Le Roy	Sheehan
ams	Coons	Guenther	Lewis, B. B.	Stein
drus	Cornell	Guibord	Lewis, R. J.	Stevens, J. H.
lantine	Courtney	Haffner	Martin	Stevens, N.
rtion	Crawford	Henderson	McBride	Stewart
nnett	Curtis	Hitt	McTernan	Stranahan
nchfield	Decker	Huson	Menninger	Sullivan
umenthal	Dempsey	Johnson, H.C.	Miller	Sulzer
yce	Dinkelspiel	Johnson, I. S.	Mott	Thompson
adford	Duffy	Johnson, R.S.	Nolan	Towne
ady	Endres	Jones	O'Connor, J.J.	Weed
rn, J. I.	Everett	Kelly	O'Connor, J.K.	Whipple
rn, W. B.	Fish	Kerrigan	O'Hare	White
rne	Gardenier	Kill	Rhodes	Wissig
rn	Gibbs	Kurth	Sage	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kurth offered for the consideration of the House a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 465, entitled "An act for the establishment and government of a public park, to be known as the Bensonhurst park, and providing that the same shall be a public work of the towns of New Utrecht and Gravesend, in the county of Kings, and to authorize said towns to provide for the means therefor by the issue of bonds," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 597) entitled "An act making an appropriation for for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First regiment of the New York volunteers in the United States war with Mexico, in the years 1846, 1847, and 1848," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Lewis, B. B.	Saunders
Acker	Cooney	Guenther	McBride	Schaaff
Adams	Coons	Guibord	Menninger	Selleck
Andrus	Cornell	Haffner	Miller	Sheehan
Ballantine	Crawford	Henderson	Monaghan	Stevens, N.
Barton	Curtis	Hitt	Mullaney	Stranahan
Bennett	Davis	Hoag	Nixon	Sullivan
Blanchfield	Decker	Huson	O'Connor, J.K.	Sulzer
Blumenthal	Dempsey	Johnson, A.	O'Hare	Thompson
Boyce	Dinkelspiel	Johnson, I. S.	Page	Van Vranken
Bradford	Duffy	Johnson, R.S.	Pealer	Webster
Brady	Everett	Kelly	Pearsall	Weed
Burns, J. I.	Fish	Kerrigan	Peck	Whipple
Burns, W. B.	Gardenier	Kill	Rhodes	White
Bush, R. P.	Gibbs	Larmon	Rice	Wissig
Byrne	Greene	Le Roy	Sage	Speaker
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 133) entitled "An act to continue free instruction in Natural History and kindred subjects in certain institutions, and making an appropriation therefor" (Rec. No. 42), was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, H.C.	Menninger	Stevens, N.
Acker	Curtis	Johnson, I. S.	Miller	Stevens, W.C.
Ballantine	Davis	Johnson, R.S.	Monaghan	Stewart
Barton	Dempsey	Jones	Mullaney	Sulzer
Bennett	Endres	Kelly	Nixon	Thompson
Blumenthal	Fish	Kerrigan	Nolan	Tompkins
Bradford	Gibbs	Kill	O'Connor, J.J.	Towne
Brady	Greene	Kimball	O'Connor, J.K.	Townsend
Bridges	Guenther	King	Pearsall	Treadway
Burns, J. I.	Guibord	Kurth	Pierson	Webster
Bush, R. P.	Haffner	Larmon	Rice	Weed
Byrne	Harwood	Lewis, B. B.	Schaaff	White
Clarke	Henderson	Lewis, R. J.	Selleck	Willis
Cooney	Hitt	L'Hommedieu	Sheehan	Wissig
Cornell	Hoag	McBride	Shields	Speaker
Courtney	Huson	McTernan		

Those who voted in the negative, were

Adams Decker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 131) entitled "An act to promote dairy agriculture in the State of New York" (Rec. No. 75), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Lewis, B. B.	Schaaff
Acker	Cooney	Groat	L'Hommedieu	Selleck
Adams	Coons	Haffner	McBride	Sheehan
Ballantine	Cornell	Harwood	Menninger	Stevens, J. H.
Barton	Courtney	Henderson	Miller	Stevens, N.
Bennett	Crawford	Hitt	Monaghan	Stevens, W. C.
Blanchfield	Curtis	Hoag	Nixon	Sulzer
Blumenthal	Davis	Huson	Nolan	Thompson
Boyce	Decker	Johnson, I. S.	O'Connor, J.J.	Tompkins
Bradford	Dempsey	Johnson, R. S.	O'Connor, J.K.	Towne

Brady	Deyo	Jones	O'Hare	Townsend
Bridges	Everett	Kelly	Page	Treadway
Burns, J. I.	Fish	Kerrigan	Pealer	Webster
Bush, R. P.	Gardenier	Kurth	Pearsall	Weed
Byrne	Gibbs	Lane, O. F.	Pierson	White
Clarke	Greene	Larmon		

For the negative,

Johnson, A.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Haffner, the bill (No. 131) entitled "An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	Martin	Sheehan
Acker	Cooney	Haffner	McBride	Stevens, J. H.
Adams	Coons	Harwood	McKnight	Stevens, N.
Ballantine	Cornell	Henderson	McTernan	Stevens, W. C.
Barton	Courtney	Hoag	Miller	Stranahan
Bennett	Crawford	Johnson, I. S.	Mitchell	Sullivan
Blanchfield	Curtis	Jones	Monaghan	Sulzer
Blumenthal	Davis	Kill	Nixon	Thompson
Boyce	Decker	King	Nolan	Tompkins
Bradford	Dempsey	Kurth	O'Connor, J. J.	Towne
Brady	Deyo	Lane, O. F.	O'Connor, J. K.	Townsend
Bridges	Endres	Larmon	Pealer	Webster
Burns, J. I.	Fish	Le Roy	Pearsall	Weed
Bush, R. P.	Gardenier	Lewis, B. B.	Pierson	White
Byrne	Gretsinger	Lewis, R. J.	Schaaff	Wissig
Clarke	Guenther	L'Hommedieu	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Sheehan in the chair.

The bill (No. 704) entitled "An act to amend section 764 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, H.C.	McKnight	Sheehan
Acker	Crawford	Johnson, I.S.	McTernan	Shields
Adams	Curtis	Johnson, R.S.	Menninger	Stein
Andrus	Davis	Jones	Miller	Stevens, J. H.
Ballantine	Decker	Kelly	Mitchell	Stevens, N.
Barton	Dempsey	Kerrigan	Monaghan	Stevens, W. C.
Bennett	Endres	Kill	Nixon	Stewart
Blanchfield	Everett	King	Nolan	Stranahan
Blumenthal	Fitts	Kurth	O'Connor, J.K.	Sulzer
Brady	Gardenier	Lane, O. F.	O'Hare	Thompson
Bush, R. P.	Gretsinger	Larmon	Pealer	Tompkins
Byrne	Groat	Le Roy	Pierson	Towne
Clarke	Guenther	Lewis, B. B.	Rhodes	Treadway
Connelly	Guibord	Lewis, R. J.	Saunders	Webster
Cooney	Haffner	L'Hommedieu	Schaaff	Weed
Coons	Harwood	Martin	Selleck	Willis
Cornell	Henderson	McBride		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 820) entitled "An act to amend section 2615 of the Code of Civil Procedure, relative to persons to be cited upon a petition being presented for probate of a will," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Fitts	L'Hommedieu	Saunders
Acker	Cornell	Hoag	McBride	Sawmiller
Adams	Courtney	Huson	McKnight	Schaaff
Andrus	Curtis	Johnson, H.C.	McTernan	Sheehan
Ballantine	Davis	Johnson, I. S.	Menninger	Sheffer
Barton	Decker	Kelly	Miller	Stevens, J. H.
Bennett	Dempsey	Kerrigan	Mitchell	Stevens, N.
Blanchfield	Deyo	Kill	Nixon	Stevens, W. C.
Boyce	Endres	King	Nolan	Stewart
Bradford	Everett	Kurth	O'Connor, J.K.	Sulzer
Brady	Fitts	Lane, H. J.	O'Hare	Thompson
Bush, R. P.	Gardenier	Lane, O. F.	Pealer	Tompkins
Byrne	Groat	Larmon	Pearsall	Towne
Clarke	Guibord	Le Roy	Pierson	Townsend
Connelly	Harwood	Lewis, B. B.	Rhodes	Webster
Cooney	Henderson	Lewis, R. J.	Sage	White

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Andrus offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1396, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in so far as the same regulates the construction of buildings in said city," be recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Guenther introduced a bill entitled "An act to incorporate the River Bridge Company" (Int. No. 1142), which was read the first time and laid upon the table.

Mr. Speaker in the chair.

Mr. Guenther called from the table said bill, and moved that the same be referred to the committee on general laws.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1041) entitled "An act to establish a code of evidence," having been announced for a third reading,

Mr. Sulzer moved to recommit said bill to the committee on codes, with instructions to strike out the enacting clause.

Mr. Hitt moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sulzer, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 58 }
{ NOES 44 }

Those who voted in the affirmative, were

Abbey	Crawford	Huson	L'Hommedieu	Saunders
Acker	Davis	Johnson, A.	Miller	Selleck
Adams	Decker	Johnson, H. C.	Mitchell	Stevens, J. H.
Andrus	Dempsey	Johnson, I. S.	Mott	Stevens, N.
Ballantine	Dickinson	Johnson, R. S.	Page	Stevens, W. C.
Barton	Everett	Kill	Pealer	Stewart
Bennett	Fitts	Kimball	Pearsall	Tompkins
Boyce	Gardenier	Kurth	Peck	Treadway
Bradford	Greene	Lane, H. J.	Rhodes	White

Brady	Groat	Lane, O. F.	Rice	Willis
Bush, G. H.	Guibord	Larmon	Sage	Speaker
Coons	Harwood	Lewis, B. B.		

Those who voted in the negative, were

Blanchfield	Courtney	Kelly	Menninger	Sheehan
Blumenthal	Curtis	Kerrigan	Monaghan	Shields
Bridges	Deyo	King	Nixon	Stranahan
Burns, W. B.	Endres	Le Roy	Nolan	Sulzer
Bush, R. P.	Fish	Lewis, R. J.	O'Connor, J. J.	Thompson
Byrne	Gibbs	Martin	O'Hare	Towne
Byrnes	Haffner	McBride	Pierson	Townsend
Connelly	Henderson	McKnight	Riley	Van Vranken
Cooney	Hitt	McTernan	Schaaff	

Mr. Acker moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1036) entitled "An act to amend section 3063 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Mitchell	Selleck
Acker	Crawford	Huson	Mott	Sheehan
Adams	Davis	Johnson, I. S.	Nixon	Shields
Andrus	Decker	Johnson, R. S.	Nolan	Stevens, J. H.
Ballantine	Dempsey	Kimball	O'Connor, J. J.	Stevens, N.
Barton	Deyo	King	O'Connor, J. K.	Stevens, W. C.
Bennett	Dinkelspiel	Kürth	O'Hare	Stewart
Blanchfield	Endres	Lane, H. J.	Pealer	Stranahan
Boyce	Everett	Larmon	Pearsall	Sulzer
Bradford	Fish	Le Roy	Pierson	Thompson
Burns, W. B.	Fitts	Lewis, B. B.	Rhodes	Tompkins
Bush, R. P.	Gibbs	Lewis, R. J.	Rice	Townsend
Byrne	Greene	L'Hommedieu	Riley	White
Cooney	Groat	McBride	Sage	Willis
Coons	Guibord	McKnight	Saunders	Wissig
Cornell	Harwood	Miller		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 157) entitled "An act to amend sections 2165 and 2186 of the Code of Civil Procedure, relating to the discharge of an insolvent debtor" (Rec. No. 55), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Johnson, I. S.	Mott	Sheehan
Acker	Cornell	Johnson, R. S.	Nixon	Shields
Adams	Crawford	Kill	O'Connor, J. J.	Stevens, J. H.
Andrus	Curtis	Kimball	O'Connor, J. K.	Stevens, W. C.
Ballantine	Davis	Kurth	Pealer	Stewart
Barton	Decker	Lane, H. J.	Pearsall	Stranahan
Bennett	Dempsey	Larmon	Peck	Sulzer
Blanchfield	Deyo	Le Roy	Pierson	Thompson
Blumenthal	Endres	Lewis, B. B.	Rhodes	Tompkins
Bradford	Fish	L'Hommedieu	Rice	Towne
Brady	Gibbs	McBride	Riley	Townsend
Burns, J. I.	Greene	McKnight	Saunders	Treadway
Byrne	Haffner	Menninger	Sawmiller	White
Clarke	Harwood	Miller	Schaaff	Willis
Connelly	Huson	Mitchell	Selleck	Wissig
Cooney	Johnson, A.	Monaghan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Gibbs, from the committee on public health, to which was referred the bill introduced by Mr. Henderson, Int. No. 498, entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State board of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gibbs, from the committee on public health, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 189, entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. I. Burns, Int. No. 1085, entitled "An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the costs of materials and work upon certain of its school premises," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. W. B. Burns, Int. No. 1088,

entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city," reported in favor of the passage of the same with the following amendments:

Section 2, line 17, after the word "than" insert the words "one hundred."

Same section, line 18, after the word "than" insert the words "five hundred."

Same section, line 19, after the words "less than" insert the words "thirty days," and after the words "more than" strike out the word "days" and insert the words "six months."

Same section, line 20, after the words "less than" insert the word "twenty-five," and after the words "more than" insert the words "one hundred."

Same section, line 21, after the words "less than" insert the words "thirty days," and after the words "more than" insert the word "ninety."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 465, entitled "An act for the establishment and government of a public park in the town of New Utrecht, to be known as the 'Bensonhurst park,' and providing that the same shall be a public work of the towns of New Utrecht and Gravesend, in the county of Kings, and to authorize said towns to provide for the means therefor by the issue of bonds," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

By unanimous consent,

Mr. Andrus introduced a bill entitled "An act to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose" (Int. No. 1143), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Gibbs introduced a bill entitled "An act to amend sections 951 and 952 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city and county of New York,' passed July 1, 1882, as to official searchers in the department of finance" (Int. No. 1144), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. J. I. Burns introduced a bill entitled "An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty companies, and in relation to agencies of such companies'" (Int. No.

1145), which was read the first time and referred to the committee on insurance.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to dissolve the corporation known as the Geneseo Academy, created by an act of the Legislature of the State of New York, chapter 64 of the Laws of 1827, as amended by chapter 122 of the Laws of 1833, and further amended by chapter 309 of the Laws of 1846" (No. 1218), reported the same with the recommendation that it be amended as follows:

Amended the title by striking out all between the word "created" and the word "chapter" and insert the word "by."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 184 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers'" (No. 1040), reported the same with the recommendation that it be amended as follows:

Section 1, line 5, after the word "hereby" insert the word "further."

Section 2, lines 1, 2, 3, 4 and 5, strike out all between second word "of" and the word "is," and insert the words "said act as amended."

Same section, line 5, after the word "hereby" insert the word "further."

Same section, line 14, after the word "of" insert the word "the."

Amend the title by adding the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to incorporate the Troy and Breaker Island Bridge Company, and to authorize the construction of a bridge across the Hudson river at the city of Troy, and appurtenances and approaches to said bridge" (No. 1220), reported the same with the recommendation that it be amended as follows:

Section 11, line 12, strike out the first word and insert the word "acts."

Section 15, line 1, change the word "person" to "persons."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to enable tribes of the Improved Order of Red Men to take, hold, mortgage and convey real and personal property." (No. 917.)

"An act relative to lands in the city of Brooklyn devised by Bartholomew Temegnio, late of said city, deceased, authorizing the mortgaging thereof and the disposition of the proceeds for the improvement of said premises." (No. 995.)

"An act to provide for the just and equitable assessment and taxation of property." (No. 1291.)

"An act to allow domestic electric light and power corporations to build, maintain and operate by electricity, as a motive power, railroads other than street surface railroads, and not exceeding twenty miles in length. (No. 1392.)

"An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt.'" (No. 1391.)

Ordered, That said bills be engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act supplemental to the statute, chapter 568 of the Laws of 1888, entitled 'An act authorizing the board of estimate and apportionment of the city of New York, to audit the claim of the representatives of the firm of S. P. Dismore & Co., for advertising in 'The Stockholder' of the notices and proceedings required by law to be advertised in said city, and providing for the payment of the same'" (No. 1019), reported the same with the recommendation that it be amended as follows:

Strike out all after the enacting clause and insert the following:

"SECTION 1. Section 1 of chapter 568 of the Laws of 1868, entitled 'An act authorizing the board of estimate and apportionment of the city of New York to audit the claim of the representatives of the firm of S. P. Dismore & Co., for advertising in 'The Stockholder' of notices and proceedings required by law to be advertised in said city, and providing for the payment of the same,' is hereby amended so as to read as follows:

"§ 1. The board of estimate and apportionment of the city of New York is hereby authorized to examine into the facts relating to the claim of the representatives of the firm of S. P. Dinsmore & Co., for advertising in the newspaper known as 'The Stockholder' notices and proceedings required by law to be published in said city, and to audit and allow the said claim for advertising said notices, and proceedings as have been reported by the special examination of the department of finance of said city, to have been inserted in the said 'Stockholder,' at the usual and customary rates for advertising therein, so far as the same shall be found not to have been heretofore audited, allowed and paid. And the comptroller of said city is hereby authorized to pay the said representatives the amount of the claim so audited and allowed, with interest from the date of the report of said examination; and in order to provide for the payment of the sum by this act authorized, the comptroller is hereby authorized to issue revenue bonds of said city in anticipation of the taxes of the city for the year succeeding the year in which this payment is made.

"§ 2. Section 2 of said act is hereby repealed.

"§ 3. This act shall take effect immediately."

Amend the title by striking out the words "supplemental to the statute," and insert the words "to amend," and at the end change the spelling of the name of "S. P. Dismore" to "S. P. Dinsmore."

Mr. Speaker put the question whether the House would agree to

said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to provide for repairing and reconstructing the banks and channel of Glen creek, in the village of Watkins, and making an appropriation therefor" (No. 941), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "appropriated" insert the words "out of any money in the treasury not otherwise appropriated."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 100 of the Laws of 1879, entitled 'An act relating to and to reduce the expenses of the city government of Long Island City.'" (No. 552.)

"An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State of New York, under and pursuant to chapter 604 of the Laws of 1886." (No. 866.)

"An act to confer on the board of supervisors of Erie county authority to protect ducks and fish in all the waters within the territorial jurisdiction of said county except Niagara river." (No. 980.)

"An act to amend chapter 192 of the Laws of 1885, entitled 'An act to amend chapter 291 of the Laws of 1870,' entitled 'An act for the incorporation of villages.'" (No. 616.)

"An act to further amend chapter 272 of the Laws of 1854, entitled 'An act in relation to the New York Institution for the Instruction of the Deaf and Dumb,' and the acts amendatory thereof." (No. 344.)

"An act to amend section 390 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' as the same is amended by chapter 149 of the Laws of 1888." (No. 508.)

"An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers.'" (No. 1014.)

"An act to amend chapter 70 of the Laws of 1883, entitled 'An act to incorporate the German Young Men's Association of the city of Buffalo.'" (No. 450.)

"An act to provide for holding a special town meeting in the town of Corning, in the county of Steuben, for the purpose of filling vacancies in town officers of said town." (Int. No. 1059.)

"An act to authorize the board of education of school district No. 5 in the town of Oyster Bay, in Queens county, to purchase grounds and erect a new school-house in the said district, and borrow money for the said purpose." (No. 541.)

"An act to authorize the Board of Claims to hear, audit and determine the claims of Edward Gaynor and Anson M. Bangs against the State, and to make an award thereon." (No. 318.)

"An act to amend section 5 of title 13 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all

existing special and local laws affecting public interests in the city of Brooklyn.'” (No. 694.)

“An act to authorize the common council of the city of Utica to raise by tax and disburse money in providing an additional engine-house in said city.” (No. 1214.)

“An act to amend section 720 of the Code of Criminal Procedure.” (No. 482.)

“An act to provide for the monthly payment of the salaries or compensation of certain officers, clerks and employes of the city of Troy.”

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill (No. 175) entitled “An act to amend chapter 323 of the Laws of 1888, entitled ‘An act to provide for the erection of a building for certain purposes relating to the public interests in the city of New York’” (Rec. No. 56), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. Speaker presented a petition, being a protest of residents of the Twenty-third ward of New York city against the passage of the bill relative to the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of said city,” which was read the first time and referred to the committee on affairs of cities.

Leave of absence was granted to Messrs. Currier and Whipple for the day.

On motion of Mr. Sheehan, the House took a recess until 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Curtis	Hoag	Monaghan	Shields
Acker	Davis	Huson	Mott	Stevens, J. H.
Adams	Decker	Johnson, A.	Page	Stevens, W. C.
Andrus	Dempsey	Johnson, I. S.	Pealer	Sulzer
Bennett	Deyo	Johnson, R. S.	Pearsall	Thompson
Blanchfield	Dickinson	Jones	Peck	Tompkins
Blumenthal	Everett	Kimball	Pierson	Towne
Boyce	Fish	Kurth	Rhodes	Treadway
Brady	Fitts	Lane, H. J.	Riley	Webster
Bridges	Greene	Lane, O. F.	Sage	Weed
Burns, W. B.	Gretsinger	L'Hommedieu	Saunders	White
Bush, G. H.	Groat	McBride	Sawmiller	Willis
Bush, R. P.	Guibord	Menninger	Schaaff	Wissig
Connelly	Henderson	Miller	Selleck	Speaker
Courtney	Hitt	Mitchell	Sheffer	

The Senate bill (No. 143) entitled "An act to amend section 450 of the Code of Civil Procedure relating to parties to actions" (Rec. No. 39), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Curtis	Huson	Menninger	Schaaff
Acker	Davis	Johnson, A.	Miller	Selleck
Adams	Decker	Johnson, H.C.	Mitchell	Sheffer
Andrus	Dempsey	Johnson, I. S.	Monaghan	Stevens, J. H.
Bennett	Deyo	Johnson, R.S.	Mott	Stevens, W. C.
Blanchfield	Dickinson	Jones	O'Connor, J.K.	Sullivan
Blumenthal	Everett	Kerrigan	Page	Sulzer
Boyce	Fish	Kimball	Pealer	Thompson
Brady	Fitts	Kurth	Pearsall	Tompkins
Bridges	Greene	Lane, H. J.	Peck	Towne
Burns, W. B.	Gretsinger	Lane, O. F.	Pierson	Treadway
Bush, G. H.	Groat	Lewis, B. B.	Rhodes	Webster
Bush, R. P.	Guibord	L'Hommedieu	Sage	Weed
Connelly	Henderson	Martin	Saunders	Willis
Cornell	Hitt	McBride	Sawmiller	Wissig
Courtney	Hoag			

For the negative,

Shields

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 152) entitled "An act to amend section 1030 of the Code of Civil Procedure, relating to exemption from jury duty" (Rec. No. 70) was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Menninger	Selleck
Acker	Davis	Johnson, H.C.	Miller	Sheffer
Adams	Decker	Johnson, I. S.	Mitchell	Shields
Andrus	Dempsey	Johnson, R.S.	Monaghan	Stevens, J. H.
Bennett	Deyo	Jones	Mott	Stevens, W. C.

Blanchfield	Dickinson	Kerrigan	Nixon	Sullivan
Blumenthal	Everett	Kill	O'Connor, J. K.	Sulzer
Boyce	Fish	Kimball	Page	Thompson
Bradford	Fitts	King	Pealer	Tompkins
Brady	Greene	Kurth	Pearsall	Towne
Bridges	Gretsinger	Lane, H. J.	Peck	Treadway
Burns, J. I.	Groat	Lewis, B. B.	Pierson	Webster
Burns, W. B.	Harwood	L'Hommedieu	Rhodes	Weed
Bush, R. P.	Henderson	Martin	Sage	White
Connelly	Hitt	McBride	Saunders	Willis
Cornell	Hoag	McTernan	Schaaff	Wissig
Courtney	Huson			

For the negative,

Bush, G. H.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 959) entitled "An act to amend section 3 of title 3 and section 2 of title 5 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Hoag	Martin	Selleck
Adams	Davis	Huson	McBride	Shields
Andrus	Decker	Johnson, A.	McTernan	Stevens, J. H.
Bennett	Dempsey	Johnson, H. C.	Menninger	Stevens, W. C.
Blanchfield	Deyo	Johnson, I. S.	Miller	Stewart
Blumenthal	Dickinson	Johnson, R. S.	Monaghan	Sullivan
Boyce	Everett	Jones	Nixon	Sulzer
Bradford	Fish	Kerrigan	O'Connor, J. K.	Thompson
Brady	Fitts	Kill	Page	Tompkins
Bridges	Greene	Kimball	Pealer	Treadway
Burns, W. B.	Gretsinger	King	Pearsall	Webster
Byrne	Groat	Kurth	Pierson	Weed
Connelly	Guibord	Lane, H. J.	Rhodes	White
Cooney	Harwood	Lewis, B. B.	Saunders	Willis
Cornell	Henderson	Lewis, R. J.	Schaaff	Wissig
Courtney	Hitt	L'Hommedieu		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 901) entitled "An act to authorize the village of Edgewater to create a debt for the purpose of paying for the construction of a drain and sluice along Saint Mary's avenue, New

York avenue and Maple avenue in said village to tide-water" (Rec. No. 217), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Lane, H. J.	Saunders
Acker	Cornell	Guibord	Lane, O. F.	Sawmiller
Adams	Courtney	Haffner	Martin	Schaaff
Bennett	Crawford	Harwood	McBride	Stevens, J. H.
Blanchfield	Curtis	Henderson	Menninger	Stevens, N.
Blumenthal	Davis	Hitt	Miller	Stevens, W. C.
Boyce	Decker	Hoag	Mitchell	Stewart
Bradford	Dempsey	Huson	Monaghan	Sullivan
Brady	Deyo	Johnson, A.	Mott	Sulzer
Bridges	Dickinson	Johnson, H. C.	Nixon	Thompson
Burns, J. I.	Everett	Johnson, I. S.	O'Connor, J. K.	Tompkins
Burns, W. B.	Fish	Johnson, R. S.	Page	Treadway
Bush, G. H.	Fitts	Kerrigan	Pealer	Webster
Bush, R. P.	Gardenier	Kill	Pierson	Weed
Byrne	Greene	Kimball	Rhodes	White
Connelly	Gretsinger	Kurth	Sage	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 914) entitled "An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village and to confirm and extend the powers of the corporation of said village,'" having been announced for a third reading,

On motion of Mr. Rhodes, the same was laid upon the table.

The bill (No. 915) entitled "An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates," having been announced for a third reading,

On motion of Mr. Rhodes, the same was laid upon the table.

The bill (No. 712) entitled "An act to legalize the proceedings for the incorporation of the village of South Mount Vernon, in the county of Westchester, and to provide for actions and special proceedings in certain cases against said village and executions thereon." was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative.

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	Menninger	Selleck
Acker	Crawford	Huson	Miller	Sheffer
Adams	Curtis	Johnson, A.	Mitchell	Stevens, J. H.
Bennett	Davis	Johnson, I. S.	Monaghan	Stevens, N.
Blanchfield	Decker	Johnson, R. S.	Mott	Stranahan
Blumenthal	Dempsey	Jones	Nixon	Sullivan
Boyce	Deyo	Kerrigan	O'Connor, J. K.	Thompson
Bradford	Dickinson	Kimball	Page	Tompkins
Brady	Fish	King	Pealer	Towne
Bridges	Fitts	Kurth	Pearsall	Treadway
Burns, W. B.	Greene	Lane, O. F.	Peck	Van Vranken
Bush, G. H.	Gretsinger	Larmon	Rhodes	Webster
Bush, R. P.	Groat	L'Hommedieu	Sage	Weed
Byrne	Guenther	Martin	Saunders	White
Byrnes	Guibord	McBride	Sawmiller	Willis
Coons	Harwood	McTernan	Schaaff	Wissig
Cornell	Henderson			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 313) entitled "An act to further amend section 13 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' as amended by chapter 90 of the Laws of 1883" (Rec. No. 122), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 1}

Those who voted in the affirmative, were

Acker	Cornell	Hitt	Menninger	Selleck
Adams	Courtney	Johnson, A.	Miller	Sheffer
Bennett	Crawford	Johnson, I. S.	Mitchell	Shields
Blanchfield	Curtis	Johnson, R. S.	Monaghan	Stevens, J. H.
Blumenthal	Davis	Jones	Mott	Stevens, N.
Boyce	Decker	Kill	Nixon	Stevens, W. C.
Bradford	Dempsey	Kimball	O'Connor, J. K.	Stewart
Brady	Deyo	King	Page	Stranahan
Bridges	Dickinson	Kurth	Pealer	Thompson
Burns, J. I.	Everett	Lane, H. J.	Pearsall	Tompkins
Bush, G. H.	Fish	Larmon	Peck	Treadway
Bush, R. P.	Fitts	Lewis, B. B.	Pierson	Van Vranken
Byrne	Gretsinger	Lewis, R. J.	Rhodes	Webster

Byrnes	Groat	L'Hommedieu	Riley	Weed
Connelly	Guibord	Martin	Sage	White
Cooney	Haffner	McBride	Saunders	Willis
Coons	Harwood	McTernan	Sawmiller	Wissig

For the negative,

Henderson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 157) entitled "An act to amend chapter 355 of the Laws of 1880, entitled 'An act relating to the Central New York Institution for Deaf Mutes at Rome, New York,'" having been announced for a third reading,

On motion of Mr. W. C. Stevens, and by unanimous consent, the same was amended as follows:

Section 1, line 6, after the word "Rome" insert the words "and the Northern New York Institution for Deaf-Mutes, at Malone."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Acker	Coons	Harwood	McBride	Sawmiller
Adams	Cornell	Henderson	McKnight	Selleck
Andrus	Courtney	Hitt	McTernan	Sheehan
Barton	Crawford	Huson	Menninger	Sheffer
Bennett	Curtis	Johnson, I. S.	Miller	Shields
Blanchfield	Davis	Johnson, R. S.	Monaghan	Stevens, J. H.
Blumenthal	Decker	Jones	Nixon	Stevens, N.
Boyce	Dempsey	Kerrigan	Nolan	Stevens, W. C.
Bradford	Deyo	Kill	O'Connor, J. J.	Stranahan
Brady	Dickinson	Kimball	O'Connor, J. K.	Sulzer
Burns, J. I.	Fish	Kurth	Pealer	Thompson
Burns, W. B.	Fitts	Lane, H. J.	Pearsall	Tompkins
Bush, R. P.	Gardenier	Lane, O. F.	Peck	Towne
Byrne	Greene	Lewis, B. B.	Pierson	Townsend
Byrnes	Gretsinger	Lewis, R. J.	Rhodes	Webster
Connelly	Guibord	L'Hommedieu	Riley	Weed
Cooney	Haffner	Martin	Sage	White

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 66) entitled "An act to amend chapter 623 of the Laws of 1873, entitled 'An act to amend an act entitled An act in relation to the common schools in the village of Lockport, passed

March 31, 1847, and the acts amendatory thereof' " (Rec. No. 17), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McTernan	Selleck
Acker	Courtney	Henderson	Menninger	Sheffer
Adams	Curtis	Hitt	Miller	Shields
Andrus	Davis	Johnson, A.	Monaghan	Stevens, J. H.
Ballantine	Decker	Johnson, I. S.	Nixon	Stevens, N.
Barton	Dempsey	Johnson, R.S.	Nolan	Stranahan
Bennett	Deyo	Jones	O'Connor, J.J.	Sulzer
Blanchfield	Dickinson	Kelly	O'Connor, J.K.	Thompson
Blumenthal	Endres	Kill	Page	Tompkins
Boyce	Everett	Kurth	Pealer	Towne
Bradford	Fish	Lane, H. J.	Pearsall	Townsend
Bridges	Fitts	Lane, O. F.	Peck	Treadway
Burns, J. I.	Gardenier	Larmon	Pierson	Webster
Burns, W. B.	Greene	Lewis, B. B.	Rhodes	Weed
Bush, R. P.	Gretsinger	Lewis, R. J.	Rice	White
Byrnes	Groat	L'Hommedieu	Sage	Willis
Connelly	Guenther	Martin	Sawmiller	Wissig
Coons	Guibord	McBride	Schaaff	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The bill (No. 924) entitled "An act to authorize the Orleans County Agricultural Society to borrow money to pay its indebtedness, and to secure the payment thereof by its bond and mortgage on its real estate," having been announced for a third reading,

On motion of Mr. L'Hommedieu, the same was laid upon the table.

The Senate bill (No. 185) entitled "An act to legalize and confirm the action of the committee of the Senate on general laws in certain cases, and to authorize the Board of Claims to hear, audit and determine the claims against the State for services thereunder, and to make an award for such services" (Rec. No. 85), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	McBride	Sheffer
Acker	Courtney	Johnson, A.	Menninger	Shields
Adams	Crawford	Johnson, I. S.	Miller	Stevens, J. H.

Andrus	Curtis	Johnson, R.S.	Monaghan	Stevens, N.
Barton	Davis	Jones	Nixon	Stevens, W. C.
Bennett	Decker	Kelly	Nolan	Stranahan
Blanchfield	Dempsey	Kill	O'Connor, J.K.	Thompson
Blumenthal	Everett	Kimball	Pealer	Tompkins
Boyce	Fish	King	Pearsall	Towne
Bradford	Fitts	Kurth	Peck	Townsend
Brady	Gardenier	Lane, H. J.	Pierson	Treadway
Bridges	Greene	Lane, O. F.	Rhodes	Van Vranken
Burns, J. I.	Gretsinger	Larmon	Riley	Webster
Bush, G. H.	Guenther	Lewis, B. B.	Sage	Weed
Bush, R. P.	Guibord	Lewis, R. J.	Sawmiller	White
Byrne	Haffner	L'Hommedieu	Schaaff	Willis
Byrnes	Harwood	Martin	Selleck	Wissig
Connelly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1034) entitled "An act to amend section 322 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" having been announced for a third reading,

On motion of Mr. Webster, and by unanimous consent, said bill was amended as follows:

Section 1, line 22, printed bill, after the word "may" insert the word "thereafter."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	McBride	Saunders
Acker	Crawford	Henderson	McTernan	Sawmiller
Adams	Curtis	Huson	Menninger	Schaaff
Ballantine	Davis	Johnson, A.	Miller	Selleck
Barton	Decker	Johnson, I. S.	Mitchell	Sheffer
Bennett	Dempsey	Johnson, R.S.	Mott	Stevens, J. H.
Blanchfield	Deyo	Jones	Nixon	Stevens, N.
Blumenthal	Everett	Kerrigan	Nolan	Stevens, W. C.
Boyce	Fish	Kill	O'Connor, J.K.	Stranahan
Bradford	Fitts	Kimball	Page	Sulzer
Brady	Gardenier	Lane, H. J.	Pealer	Thompson
Bridges	Greene	Lane, O. F.	Pearsall	Tompkins
Burns, J. I.	Gretsinger	Larmon	Peck	Townsend
Bush, R. P.	Groat	Le Roy	Pierson	Webster

Byrne	Guenther	Lewis, B. B.	Rhodes	Weed
Byrnes	Guibord	Lewis, R. J.	Riley	White
Connelly	Haffner	Martin	Sage	Willis
Cornell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1035) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 262 of the Laws of 1887," having been announced for a third reading;

Mr. R. J. Lewis moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

Abbey	Coons	Harwood	Menninger	Stevens, N.
Acker	Cornell	Henderson	Miller	Stevens, W. C.
Adams	Courtney	Hitt	Monaghan	Stewart
Barton	Crawford	Huson	Mott	Stranahan
Bennett	Curtis	Johnson, H. C.	Nolan	Thompson
Blanchfield	Davis	Johnson, I. S.	O'Connor, J. K.	Tompkins
Blumenthal	Decker	Johnson, R. S.	Page	Towne
Boyce	Dempsey	Jones	Pearsall	Treadway
Bradford	Deyo	Kerrigan	Peck	Van Vranken
Brady	Fish	Kill	Rhodes	Webster
Bridges	Gardenier	Kurth	Riley	Weed
Burns, J. I.	Greene	Lane, H. J.	Sage	Whipple
Burns, W. B.	Gretsinger	Lane, O. F.	Saunders	White
Bush, R. P.	Groat	Larmon	Schaaff	Willis
Byrne	Guenther	Le Roy	Selleck	Wissig
Cooney	Haffner			

Those who voted in the negative, were

Byrnes King Lewis, R. J.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1038) entitled "An act to enable the city of Albany to extend and complete the Beaver creek sewer in the city of Albany, and to provide for the expense thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Martin	Selleck
Acker	Courtney	Johnson, A.	Miller	Sheffer
Adams	Crawford	Johnson, H.C.	Mitchell	Stevens, J. H.
Ballantine	Curtis	Johnson, I.S.	Monaghan	Stevens, N.
Barton	Davis	Johnson, R.S.	Nixon	Stevens, W. C.
Bennett	Decker	Jones	Nolan	Stewart
Blanchfield	Dempsey	Kerrigan	O'Connor, J.K.	Stranahan
Boyce	Deyo	Kill	Page	Sullivan
Bradford	Everett	King	Pealer	Sulzer
Brady	Fish	Kurth	Pearsall	Thompson
Bridges	Fitts	Lane, H. J.	Peck	Towne
Burns, W. B.	Greene	Lane, O. F.	Pierson	Townsend
Bush, R. P.	Groat	Larmon	Rhodes	Treadway
Byrne	Guenther	Le Roy	Riley	Van Vranken
Byrnes	Guibord	Lewis, B. B.	Sage	Webster
Connelly	Harwood	Lewis, R. J.	Saunders	Weed
Cooney	Henderson	L'Hommedieu	Schaaß	Willis
Coons	Hitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1037) entitled "An act to enable the city of Albany to procure additional land for park purposes, and to repeal chapter 476 of the Laws of 1886, entitled 'An act authorizing the board of commissioners of the Washington park of the city of Albany to acquire real estate on the west side of South Pearl street, in the city of Albany, for the purpose of a public park and roadway in connection therewith,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Henderson	Miller	Sheffer
Acker	Curtis	Hitt	Mitchell	Stevens, N.
Adams	Davis	Huson	Monaghan	Stevens, W. C.
Andrus	Decker	Johnson, A.	Mott	Stewart
Barton	Dempsey	Johnson, H.C.	Nixon	Stranahan
Bennett	Deyo	Johnson, I. S.	Nolan	Sulzer
Blanchfield	Everett	Johnson, R.S.	Pealer	Thompson
Blumenthal	Fish	Jones	Pearsall	Towne
Boyce	Fitts	King	Peck	Townsend
Bradford	Gardenier	Kurth	Pierson	Treadway
Brady	Greene	Lane, H. J.	Rhodes	Van Vranken
Bridges	Groat	Lane, O. F.	Riley	Weed

Bush, R. P.	Guenther	Larmon	Rose	Whipple
Byrnes	Guibord	L'Hommedieu	Saunders	White
Cooney	Haffner	Martin	Schaaff	Willis
Cornell	Harwood	McBride	Selleck	Wissig
Courtney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 960) entitled "An act to amend chapter 647 of the Laws of 1887, entitled 'An act to regulate the licensing and registration of physicians and surgeons, and to codify the medical laws of the State of New York,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Davis	Huson	Miller	Stein
Acker	Decker	Johnson, A.	Mitchell	Stevens, J. H.
Adams	Dempsey	Johnson, H. C.	Monaghan	Stevens, N.
Barton	Deyo	Johnson, I. S.	Mott	Stevens, W. C.
Bennett	Dickinson	Jones	Nixon	Stewart
Blumenthal	Everett	Kill	O'Connor, J. K.	Stranahan
Boyce	Fish	Kimball	Pealer	Thompson
Brady	Fitts	King	Pearsall	Tompkins
Bush, R. P.	Greene	Kurth	Peck	Towne
Byrnes	Gretsing	Lane, H. J.	Pierson	Treadway
Cooney	Groat	Lane, O. F.	Rhodes	Van Vranken
Coons	Guenther	Le Roy	Rice	Webster
Cornell	Guibord	Lewis, R. J.	Riley	Weed
Courtney	Haffner	L'Hommedieu	Sage	Willis
Crawford	Harwood	Martin	Saunders	Wissig
Curtis	Henderson	McBride	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 961) entitled "An act to amend chapter 468 of the Laws of 1889, entitled 'An act to provide for the preliminary education of medical students,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	Miller	Shields
Acker	Courtney	Harwood	Mitchell	Stevens, J. H.

Adams	Crawford	Henderson	Monaghan	Stevens, N.
Bennett	Curtis	Huson	Mott	Stevens, W. C.
Blanchfield	Davis	Johnson, A.	Nolan	Stewart
Blumenthal	Decker	Johnson, H. C.	O'Connor, J. K.	Stranahan
Boyce	Dempsey	Johnson, I. S.	Page	Thompson
Bradford	Deyo	Jones	Pealer	Tompkins
Brady	Everett	Kill	Pearsall	Towne
Bridges	Fish	Kimball	Peck	Treadway
Burns, J. I.	Fitts	King	Pierson	Van Vranken
Bush, G. H.	Gardenier	Kurth	Rhodes	Webster
Bush, R. P.	Greene	Lane, H. J.	Rice	Weed
Byrnes	Gretsinger	Lane, O. F.	Riley	Willis
Cooney	Groat	Le Roy	Sage	Wissig
Coons	Guenther	L'Hommedieu	Saunders	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Curtis asked unanimous consent that Senate bill entitled "An act to amend chapter 95 of the Laws of 1881, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled An act to incorporate the city of Ogdensburg, and the acts amending the same, and supplementary thereto'" (Rec. No. 156), now on the order of second reading, do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, R. S.	Mott	Stevens, W. C.
Acker	Decker	Jones	Nixon	Stewart
Barton	Dempsey	Kill	O'Connor, J. K.	Stranahan
Bennett	Deyo	Kimball	Pearsall	Thompson
Blanchfield	Everett	King	Peck	Towne
Bradford	Fish	Lane, H. J.	Saunders	Townsend
Bridges	Gardenier	Lane, O. F.	Sawmiller	Treadway
Burns, J. I.	Greene	Larmon	Schaaff	Webster
Bush, G. H.	Guibord	Le Roy	Selleck	Weed
Cooney	Harwood	Lewis, R. J.	Sheffer	Whipple
Coons	Huson	L'Hommedieu	Shields	White
Cornell	Johnson, A.	Martin	Stevens, J. H.	Willis
Courtney	Johnson, I. S.	McBride	Stevens, N.	Wissig
Crawford				

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Johnson, A.	Miller	Stevens, J. H.
Acker	Courtney	Johnson, H.C.	Mitchell	Stevens, N.
Adams	Curtis	Johnson, I. S.	Monaghan	Stevens, W. C.
Barton	Davis	Johnson, R.S.	Mott	Stewart
Bennett	Decker	Jones	Nixon	Stranahan
Blanchfield	Dempsey	Kimball	O'Connor, J.K.	Sulzer
Bradford	Deyo	King	Pealer	Thompson
Brady	Everett	Kurth	Peck	Towne
Bridges	Fish	Lane, H. J.	Pierson	Townsend
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Treadway
Burns, W. B.	Gibbs	Le Roy	Rice	Webster
Bush, G. H.	Greene	Lewis, B. B.	Riley	Weed
Bush, R. P.	Gretsinger	Lewis, R. J.	Sage	Whipple
Byrne	Groat	L'Hommedieu	Saunders	White
Byrnes	Guenther	McBride	Schaaff	Willis
Connelly	Henderson	McKnight	Sheffer	Wissig
Coons	Huson	Menninger		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to provide for a commission to propose amendments to the Constitution" (No. 808), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 2, engrossed bill, after the word "thirty" strike out the word "six" and insert the word "eight."

Same section, line 3, after the word "except" insert the words "that from," and strike out after the word "first" the words "from which" and insert in place thereof the word "district."

Same section, line 4, after the word "named" insert the words "and from the second district six persons shall be named."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	Menninger	Stevens, J.H.
Acker	Coons	Harwood	Miller	Stevens, N.
Adams	Cornell	Huson	Mitchell	Stevens, W. C.
Andrus	Courtney	Johnson, H.C.	Mott	Stewart
Barton	Crawford	Johnson, I. S.	Nixon	Stranahan
Bennett	Curtis	Johnson, R.S.	O'Connor, J.K.	Thompson
Blanchfield	Davis	Jones	Pealer	Tompkins
Blumenthal	Decker	Kimball	Peck	Towne

Boyce	Dempsey	King	Rhodes	Townsend
Bradford	Deyo	Kurth	Rice	Treadway
Brady	Fish	Lane, H. J.	Riley	Webster
Burns, W. B.	Fitts	Lane, O. F.	Sage	Weed
Bush, G. H.	Gardenier	Le Roy	Saunders	Whipple
Bush, R. P.	Greene	Lewis, R. J.	Selleck	White
Byrne	Groat	L'Hommedieu	Sheffer	Wissig
Byrnes	Guenther	Martin	Stein	Speaker
Connelly	Guibord	McTernan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend chapter 497 of the Laws of 1881, entitled 'An act to amend chapter 133 of the Laws of 1847, entitled An act authorizing the incorporation of rural cemetery associations,' and the acts amendatory thereof" (No. 719), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, page 2, engrossed bill, in the sixth line from bottom of section, strike out the words "thirty days" and insert in lieu thereof the words "ten months."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Huson	Mitchell	Shields
Acker	Cornell	Johnson, A.	Monaghan	Stevens, J. H.
Adams	Courtney	Johnson, I. S.	Mott	Stevens, N.
Barton	Crawford	Johnson, R.S.	Nixon	Stevens, W. C.
Bennett	Curtis	Jones	O'Connor, J.K.	Stewart
Blanchfield	Decker	Kill	Page	Stranahan
Blumenthal	Dempsey	Kimball	Pealer	Sullivan
Boyce	Deyo	King	Peck	Thompson
Bradford	Dickinson	Kurth	Rhodes	Tompkins
Brady	Everett	Lane, H. J.	Rice	Towne
Bridges	Fitts	Lane, O. F.	Riley	Townsend
Bush, G. H.	Gardenier	Le Roy	Sage	Treadway
Bush, R. P.	Greene	Martin	Saunders	Weed
Byrne	Gretsinger	McBride	Schaaff	Whipple
Byrnes	Guenther	Menninger	Selleck	White
Connelly	Guibord	Miller	Sheffer	Wissig
Cooney	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment

A communication from the Governor, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 15, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 15, entitled "An act to authorize towns to raise money to defray the expenses of the proper observance of Memorial or Decoration Day."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hoag	Mitchell	Stevens, J. H.
Acker	Cornell	Huson	Monaghan	Stevens, N.
Adams	Courtney	Johnson, I. S.	Mott	Stevens, W. C.
Andrus	Crawford	Johnson, R. S.	Nixon	Stewart
Barton	Davis	Jones	O'Connor, J. K.	Stranahan
Bennett	Decker	Kill	Page	Sullivan
Blanchfield	Dempsey	Kimball	Pealer	Sulzer
Blumenthal	Deyo	King	Pearsall	Thompson
Bradford	Dickinson	Kurth	Peck	Tompkins
Brady	Fish	Lane, H. J.	Rice	Towne
Bridges	Gardenier	Lane, O. F.	Riley	Townsend
Bush, G. H.	Greene	Le Roy	Sage	Webster
Burns, W. B.	Groat	L'Hommedieu	Saunders	Weed
Byrne	Guenther	McBride	Schaaff	Whipple
Byrnes	Guibord	McTernan	Selleck	White
Connelly	Henderson	Menninger	Sheffer	Willis
Cooney	Hitt	Miller	Shields	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Peck, and by unanimous consent, the same was amended by inserting in section 1, line 2, the words "by ballot" after the word "vote."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Menninger	Shields
Acker	Cornell	Huson	Miller	Stevens, J. H.
Adams	Courtney	Johnson, I. S.	Mitchell	Stevens, N.

Andrus	Crawford	Johnson, R.S.	Monaghan	Stevens, W. C.
Barton	Curtis	Jones	Mott	Stewart
Bennett	Davis	Kill	Nixon	Stranahan
Blanchfield	Decker	Kimball	O'Connor, J.K.	Thompson
Blumenthal	Dempsey	Kurth	Pearsall	Tompkins
Boyce	Deyo	Lane, H. J.	Peck	Towne
Bradford	Fitts	Lane, O. F.	Pierson	Townsend
Brady	Gardenier	Le Roy	Rice	Treadway
Bridges	Greene	Lewis, R. J.	Riley	Webster
Burns, J. I.	Groat	L'Hommedieu	Sage	Weed
Bush, G. H.	Guenther	Martin	Saunders	Whipple
Byrne	Guibord	McBride	Schaaff	White
Byrnes	Harwood	McTernan	Sheffer	Wissig
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 15, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 465, entitled "An act for the establishment and government of a public park in the town of New Utrecht, to be known as the 'Bensonhurst park,' and providing that the same shall be a public work of the towns of New Utrecht and Gravesend, in the county of Kings, and to authorize said towns to provide for the means therefor by the issue of bonds."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	Miller	Sheffer
Acker	Courtney	Huson	Mitchell	Shields
Adams	Crawford	Johnson, A.	Monaghan	Stevens, N.
Barton	Curtis	Johnson, I. S.	Mott	Stevens, W. C.
Bennett	Davis	Johnson, R.S.	Nixon	Stewart
Blanchfield	Decker	Jones	Nolan	Stranahan
Boyce	Dempsey	Kurth	O'Hare	Thompson
Bradford	Deyo	Lane, H. J.	Page	Tompkins
Brady	Dickinson	Lane, O. F.	Pealer	Towne
Bridges	Fish	Larmon	Pierson	Townsend
Burns, J. I.	Fitts	Le Roy	Rice	Treadway
Bush, G. H.	Gardenier	L'Hommedieu	Riley	Webster

Byrne	Greene	Martin	Sage	Weed
Connelly	Groat	McBride	Saunders	Whipple
Cooney	Guenther	McTernan	Sawmiller	White
Coons	Guibord	Menninger	Schaaff	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Kurth, and by unanimous consent, the same was amended as follows:

Strike out section 1 and insert the following as section 1 :

SECTION 1. The county court of Kings county, or the Supreme Court at special term thereof to be held in said county, shall, within sixty days after the passage of this act upon the application of five or more freeholders of either of the towns of New Utrecht or Gravesend, notice of which application shall have been published for ten day in one of the daily newspapers of said county, and upon production of the consent in writing of a majority of the board of improvement of the town within which the lands in section 5 of this act described, are situated, appoint three residents and freeholders of either of said towns, who, with their successors in office shall be known as the "Bensonhurst Park Commissioners," and shall serve without compensation.

Strike out section 6 and insert the following as section 6:

§ 6. If the said commissioners shall be unable to agree with any person, persons or corporations owning or having an interest in any of said lands and premises, for the purchase thereof, they may acquire the same in the like manner and by the special proceedings prescribed in and by chapter 95 of the Laws of 1890, entitled "An act to amend the Code of Civil Procedure," being the general condemnation law and law for the sale of corporate real property. The Supreme Court may make such orders as to the manner of conducting such proceedings as shall be necessary to render the same valid for the purpose required.

At the end of section 7 add the words "but the whole expense thereof shall not exceed the sum of \$50,000.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Menninger	Shields
Acker	Courtney	Johnson, A.	Miller	Stevens, J. H.
Adams	Crawford	Johnson, I.	S. Mitchell	Stevens, N.
Andrus	Curtis	Johnson, R. S.	Monaghan	Stevens, W. C.
Bennett	Davis	Jones	Mott	Stewart
Blanchfield	Decker	Kelly	Nixon	Stranahan
Blumenthal	Dempsey	Kerrigan	Nolan	Thompson
Bradford	Dickinson	Kurth	O'Connor, J. J.	Tompkins
Brady	Fitts	Lane, H. J.	O'Connor, J. K.	Towne

Burns, J. I.	Gardenier	Lane, O. F.	Pearsall	Treadway
Bush, G. H.	Greene	Larmon	Rhodes	Webster
Byrne	Groat	Le Roy	Riley	Weed
Byrnes	Guenther	Lewis, B. B.	Sage	Whipple
Clarke	Guibord	L'Hommedieu	Saunders	White
Cooney	Haffner	McBride	Schaaff	Wissig
Coons	Henderson	McTernan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Speaker announced the order of business to be second reading of bills.

The Senate bill (No. 125) entitled "An act to establish a board of fire and police commissioners for the city of Rome" (Rec. No. 58), having been announced for a second reading,

Mr. J. K. O'Connor moved to amend the same as follows:

Section 2, lines 5 and 6, printed bill (line 6, engrossed bill), insert the words "together with the mayor, ex officio, as presiding officer thereof."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. J. K. O'Connor moved to amend as follows:

Section 4, line 2, strike out the word "seven" and insert the word "ten."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. K. O'Connor moved to amend as follows:

Section 4, line 2, after the word "men" strike out the words "four of whom shall be selected from one of the two principal political parties of the State, and three of whom shall be selected from the other principal political party of the State."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. J. K. O'Connor, said bill was placed on the order of third reading.

The bill (No. 1393) entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888," was read the second time.

On motion of Mr. Rhodes, said bill was placed on the order of third reading, and referred to the committee on revision.

The privileges of the floor were extended to Hon. Edwin Hicks.

Leave of absence was granted to Mr. Dinkelspiel till April 17th.

The Senate sent for concurrence a resolution in the words following:

WHEREAS, The Legislature has heard with sincere regret of the death of Hon. Samuel J. Randall, a distinguished representative in Congress from the State of Pennsylvania; therefore,

Resolved (if the Assembly concur), That in the death of Samuel J. Randall the country has been deprived of the services of an honored public servant, whose loss will be deplored in every section of the Union, and by all citizens regardless of his party affiliations.

Resolved (if the Assembly concur), That as a further mark of respect the National colors be displayed at half-mast on the day of the funeral of the illustrious dead, on all the public buildings of the State.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Fish the House adjourned.

WEDNESDAY, APRIL 16, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Isaac L. Kip.

On motion of Mr. Andrus, the journal of yesterday was approved without being read.

The Senate again sent for concurrence the following entitled bills.
"An act to further amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled 'An act to prevent deception in the sale of dairy products'' (Rec. No. 128), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 115 of the Laws of 1845, entitled 'An act to enable resident aliens to hold and convey real estate, and for other purposes'' (Rec. No. 208), which was read the first time and referred to the committee on the judiciary.

The Senate sent for concurrence the following entitled bills:

"An act to provide for the distribution of the Revised Statutes, codes and general laws of the State of New York" (Rec. No. 268), which was read the first time and referred to the committee on ways and means.

"An act to amend section 351 of the Penal Code, relating to bets on horse races" (Rec. No. 269), which was read the first time and referred to the committee on codes.

"An act to provide for appraising the value of lands purchased and buildings erected by the counties for asylum purposes" (Rec. No. 270), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 36 of the Laws of 1862, entitled 'An act to enable the electors of the town of Johnstown to vote by districts for town officers'' (Rec. No. 271), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the city of Brooklyn to acquire land and premises for public dock purposes, and to provide the means of payment therefor" (Rec. No. 272), which was read the first time.

Mr. Gretsinger asked unanimous consent that said bill be substituted for Assembly bill No. 1367, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Acker	Davis	Lane, H. J.	O'Hare	Stevens, W. C.
Adams	Deyo	Lane, O. F.	Peck	Stewart
Bennett	Fish	Larmon	Pierson	Sulzer
Blanchfield	Fitts	Lewis, R. J.	Rhodes	Tompson
Blumenthal	Gibbs	L'Hommedieu	Saunders	Tompkins
Boyce	Greene	McBride	Sawmiller	Towne
Bradford	Gretsinger	McKnight	Schaaff	Townsend
Brady	Guenther	Menninger	Selleck	Van Vranken
Burns, J. I.	Johnson, A.	Mitchell	Sheehan	Webster
Bush, R. P.	Johnson, I. S.	Monaghan	Sheffer	Whipple
Byrne	Jones	Mott	Sohmer	White
Coons	Kimball	Nixon	Stevens, J. H.	Willis
Cornell	Kurth	O'Connor, J. K.	Stevens, N.	Wissig
Curtis				

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of second reading.

"An act for the relief of the Brooklyn City Railroad Company, as lessee of the franchise and property of the Bushwick Railroad Company" (Rec. No. 273), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' in relation to the salary of the health commissioner" (Rec. No. 274), which was read the first time.

Mr. J. J. O'Connor asked unanimous consent that said bill be substituted for Assembly bill No. 1269, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 68}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Monaghan	Sohmer
Adams	Crawford	Johnson, I. S.	Mott	Stevens, J. H.
Andrus	Currier	Jones	Nolan	Stevens, N.
Bennett	Dempsey	Kerrigan	O'Connor, J. J.	Stevens, W. C.
Blanchfield	de Peyster	Kimball	O'Connor, J. K.	Stewart
Boyce	Deyo	Lane, H. J.	O'Hare	Sullivan
Brady	Dickinson	L'Hommedieu	Page	Sulzer
Bridges	Duffy	Martin	Pierson	Tompson
Burns, J. I.	Endres	McBride	Rice	Tompkins
Byrne	Fish	McKnight	Sage	Towne
Byrnes	Fitts	McTernan	Saunders	Townsend
Connolly	Greene	Menninger	Schaaff	Weed
Cooney	Groat	Miller	Selleck	Whipple
Coons	Guenther	Mitchell		

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of second reading.

"An act to amend sections 1132, 1146 and 1147, and 1148 and 1149 and 1150 of the Code of Civil Procedure, relating to the drawing of jurors in Kings county" (Rec. No. 275), which was read the first time and referred to the committee on codes.

"An act to amend chapter 300 of the Laws of 1875, entitled 'An act providing that the bridge in course of construction over the East river, between the cities of New York and Brooklyn, by the New York Bridge Company, shall be a public work of the cities of New York and Brooklyn, and for the dissolution of said company, and the completion and management of said bridge by the said cities'" (Rec. No. 276), which was read the first time.

Mr. Sullivan asked unanimous consent that said bill do now have its second reading, and be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 71}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	L'Hommedieu	Selleck
Acker	Courtney	Haffner	Martin	Sheehan
Adams	Currier	Hitt	McKnight	Sheffer
Andrus	Davis	Huson	Menninger	Stevens, J. H.
Barton	Dempsey	Johnson, A.	Miller	Stevens, N.
Blanchfield	de Peyster	Johnson, I. S.	Monaghan	Stevens, W. C.
Bradford	Deyo	Jones	Mott	Sullivan
Brady	Dickinson	Kerrigan	Nolan	Thompson
Burns, J. I.	Duffy	Kill	O'Connor, J. K.	Tompkins
Burns, W. B.	Fish	Kimball	O'Hare	Towne
Byrne	Fitts	Kurth	Pealer	Townsend
Christie	Gibbs	Lane, O. F.	Rhodes	Van Vranken
Clarke	Groat	Le Roy	Saunders	Webster
Connelly	Guenther	Lewis, B. B.	Sawmiller	Willis
Cooney				

Unanimous consent having been granted, said bill was read the second time, and placed on the order of third reading.

"An act to improve the sanitary condition of the abandoned old Erie canal in the city of Rome, N. Y., and to provide a suitable outlet and free passage for the waters that flow therein" (Rec. No. 277), which was read the first time and referred to the committee on canals.

"An act reappropriating money for erecting regimental and battery monuments at Gettysburg, and making appropriations for expenses of the commission in charge of the same, and for purchase of plats for marking the position of troops engaged and for grading grounds" (Rec. No. 278), which was read the first time and referred to the committee on ways and means.

"An act for the relief of Gritman E. Fuller" (Rec. No. 279), which was read the first time and referred to the committee on claims.

"An act to amend section 375 of the Penal Code, relating to fraud in affairs of partnership" (Rec. No. 280), which was read the first time and referred to the committee on codes.

"An act in relation to the bridge over the Harlem river in the city of New York, known as Washington bridge, and the acquisition and improvement of lands in connection therewith" (Rec. No. 281), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 792 of the Laws of 1866, entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond'" (Rec. No. 282), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the board of trustees of the village of Glens Falls to lay and construct a new water-pipe or main for the purpose of supplying said village with pure and wholesome water, and to provide for the issuing of bonds for such purpose and for the payment thereof" (Rec. No. 283), which was read the first time and referred to the committee on affairs of villages.

"An act to authorize the Board of Claims to hear, audit and determine the claim of James G. Johnson" (Rec. No. 284), which was read the first time and referred to the committee on claims.

"An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons" (Rec. No. 285), which was read the first time and referred to the committee on State prisons.

"An act to amend section 18 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn'" (Rec. No. 286), which was read the first time.

On motion of Mr. Gretsinger, said bill was laid upon the table.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to parks" (Rec. No. 287), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 518 of the Laws of 1889, entitled 'An act to revise the charter of the village of Mount Morris'" (Rec. No. 288), which was read the first time and referred to the committee on affairs of villages.

"An act to provide for the weekly payment of wages by corporations" (Rec. No. 289), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 479 of the Laws of 1887, entitled 'An act prescribing the period in each year during which, and the terms under which, racing may take place upon the grounds of associations incorporated for the purpose of improving the breed of horses, and suspending the operation of certain sections of the Penal Code'" (Rec. No. 290), which was read the first time and referred to the committee on codes.

"An act relating to wills and the rights of legatees and devisees thereunder" (Rec. No. 291), which was read the first time and referred to the committee on the judiciary.

"An act to amend sections 2991 and 2997 of the Code of Civil Procedure, relating to jurors in justices' courts" (Rec. No. 292), which was read the first time and referred to the committee on codes.

"An act further to amend chapter 427 of the Laws of 1855, entitled

'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes'" (Rec. No. 293), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend sections 2 and 7 of title 11 of chapter 9 of part 1 of the Revised Statutes, entitled 'Of the interest of the State in mines'" (Rec. No. 294), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the commissioner of city works of the city of Brooklyn to increase the office accommodation of the department of collection of said city in the municipal building, and to provide for the payment therefor" (Rec. No. 295), which was read the first time.

Mr. McTernan asked unanimous consent that said bill be substituted for Assembly bill No. 998, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Jones	Miller	Sheffer
Adams	Crawford	Kerrigan	Mitchell	Shields
Blanchfield	Currier	Kimball	Monaghan	Stevens, J. H.
Blumenthal	Davis	Kurth	Nixon	Stevens, N.
Boyce	Dempsey	Lane, H. J.	O'Connor, J. K.	Thompson
Bradford	Endres	Lane, O. F.	O'Hare	Tompkins
Brady	Fitts	Larmon	Pealer	Towne
Bridges	Guenther	L'Hommedieu	Rhodes	Townsend
Byrne	Guibord	Martin	Rice	Van Vranken
Byrnes	Henderson	McBride	Sage	Webster
Clarke	Hitt	McKnight	Sawmiller	Weed
Connelly	Huson	McTernan	Selleck	White
Cooney	Johnson, A.	Menninger	Sheehan	Wissig
Coons	Johnson, I. S.			

Unanimous consent having been granted, the substitution was made and said bill placed on the order of third reading.

"An act making a reappropriation for the new asylum for insane criminals at Matteawan" (Rec. No. 296), which was read the first time and referred to the committee on ways and means.

"An act to amend section 1531 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 256 of the Laws of 1884, in relation to deputy clerks of the court of general sessions" (Rec. No. 297), which was read the first time and referred to the committee on affairs of cities.

"An act making an appropriation for the State Industrial School" (Rec. No. 298), which was read the first time and referred to the committee on ways and means.

"An act in relation to the employment of Julien T. Davies to perform certain services, and authorizing the Board of Claims to hear, audit and determine the claims of said Julien T. Davies against the State for service and expenses under said employment" (Rec.

No. 299), which was read the first time and referred to the committee on ways and means.

"An act to authorize the Board of Claims to hear, audit and determine the claim of Miss Jennie Turner" (Rec. No. 300), which was read the first time and referred to the committee on claims.

"An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased" (Rec. No. 301), which was read the first time and referred to the committee on the judiciary.

"An act in relation to escheated lands" (Rec. No. 302), which was read the first time and referred to the committee on the judiciary.

"An act for the appointment of commissioners to select and locate lands for public parks, in the Twelfth ward, above One Hundred and Twenty-fifth street, in the city of New York" (Rec. No. 303), which was read the first time and referred to the committee on affairs of cities.

The Senate returned the bill entitled "An act to authorize the dedication for the purposes of a public street or avenue of certain lands in the Twenty-fourth ward of the city of New York" (No. 752), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 13, engrossed bill, after the word "may" insert the words "at any time before commissioners shall have been appointed in proceedings duly instituted for the opening of such street or avenue."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Adams	de Peyster	Jones	O'Connor, J. J.	Stevens, N.
Barton	Deyo	Kill	O'Connor, J. K.	Stevens, W. C.
Bennett	Duffy	Kimball	O'Hare	Stewart
Blanchfield	Endres	Lane, H. J.	Page	Sullivan
Blumenthal	Everett	Lane, O. F.	Pealer	Thompson
Bush, G. H.	Fish	Mase	Pearsall	Tompkins
Byrne	Fitts	McBride	Peck	Towne
Byrnes	Greene	McKnight	Pierson	Townsend
Connelly	Groat	McTernan	Rhodes	Van Vranken
Cooney	Guenther	Menninger	Saunders	Webster
Cornell	Guibord	Miller	Sawmiller	Weed
Courtney	Henderson	Mitchell	Schaaff	Whipple
Crawford	Hitt	Monaghan	Selleck	White
Davis	Huson	Mott	Shields	Willis
Decker	Johnson, H. C.	Mullaney	Sohmer	Wissig
Dempsey	Johnson, I. S.	Nolan	Stevens, J. H.	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Boyce, Int. No. 1129, entitled "An act for the relief of certain persons, creditors of the village of Saratoga Springs," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. McTernan, Int. No. 1048, entitled "An act relating to wills and the rights of legatees and devisees thereunder," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Guibord, Int. No. 1080, entitled "An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Nolan, Int. No. 139, entitled "An act to prevent the importation of armed men or a sociations of men into this State for the purpose of police duty," reported in favor of the passage of the same with the following amendments:

Section 1, line 1, strike out the word "that," and commence the word "it" with a capital "I."

Same section, line 6, insert at the end thereof the words "but nothing in this act shall prevent the employment of a private detective to aid in the discovery, detection or prevention of crime."

Section 2, line 2, strike out the words "the person to be so appointed shall be" and insert in place thereof the words "a person who is."

Same section, line 3, strike out all after the word "the," and insert the word "State" in place of the word "county."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 262, entitled "An act relative to the district attorney of the county of New York," reported in favor of the passage of the same, with the following amendments:

Section 1, after the words section 1, insert the following: "A judge or justice of any court having jurisdiction of trial of indictments in any county of this State may, by order, require."

Same section, line 1, strike out the word "the" and insert the word "any," strike out the words "New York shall once," and insert at the end the words "this State."

Same section, line 2, strike out the words "in three months," after the word "months" insert the word "to," and after the word "to" strike out the words "the mayor of the city of New York," and insert the words "said court."

Same section, line 3, strike out the words "his office" and insert the words "such court."

Same section, line 5, strike out the word "past," and after the word "months" insert the words "immediately preceding, or any part of such information."

Lines 6 and 7, strike out all thereof."

Amend the title by striking out the words "county of New York" and insert the words "several counties of this State."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. G. H. Bush, Int. No. 900, entitled "An act to facilitate the business of the Supreme Court in the third judicial district," reported in favor of the passage of the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

SECTION 1. The Supreme court in and for the third judicial district is authorized and empowered in its discretion to order and direct the issues in any action pending in such court, in said district, and which is triable by the court without a jury, to be referred to a referee to hear and decide the same, and such power may be exercised by said court at circuit or at special term as under the existing practice.

§ 2. A referee so appointed shall receive the sum of ten dollars for each day actually occupied in the hearing and decision of a cause so referred, together with his actual expenses. Such fees and expenses shall be taxed by a justice of the Supreme Court on satisfactory proof made to him of the time actually spent on such reference and of disbursements incurred. The sum so taxed shall be paid such referee on the certificate of such justice, by the Comptroller of the State, and all of said sums so paid by the Comptroller, shall be levied and collected upon the several counties composing the third judicial district, in the same manner and in the same proportion as State taxes are now apportioned and levied.

§ 3. In all actions referable by heretofore existing provisions of law, the referees appointed in the third judicial district shall be paid the compensation now prescribed by the Code of Civil Procedure in the same manner and from the same fund as prescribed in the last section, and the moneys so paid shall be apportioned and levied in the manner therein prescribed.

§ 4. This act shall take effect immediately, and remain in force and effect up to and including the 31st day of December, 1893.

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 254, entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others

who perform labor or furnish materials for buildings and other improvements in the several cities and counties of this State,' and to repeal certain acts and parts of acts," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 252, entitled "An act to amend chapter 322 of the Laws of 1870, entitled 'An act to authorize corporations to change their names,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 151, entitled "An act for the protection of employes in cases of voluntary transfers of property by employers," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 160, entitled "An act to provide for uniform fees for publishing legal notices," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. H. J. Lane, Int. No. 340, entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other improvements in the several cities and counties of this State,' and to repeal certain acts and parts of acts, and to repeal sections 9, 10, 11, 12 and 13 of said chapter," reported in favor of the passage of the same with the following amendments:

Section 1, line 36, after the word "derived" insert the words "for a present valuable consideration."

Strike out section 2.

Change "§ 3" to "§ 2."

Amend the title so as to read as follows:

"An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other improvements in the several cities and counties of this State,' and to repeal certain acts and parts of acts."

J. S. WHIPPLE,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. H. J. Lane, Int. No. 1025, entitled "An act to amend section 11 of chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings or improvements in the several cities and counties in this State,' and to repeal certain acts and parts of acts," reported in favor of the

passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 126, entitled "An act to revise, consolidate and amend the law relating to the registry of voters, except in the cities of New York and Brooklyn," reported in favor of the passage of the same (Messrs. Whipple, Towne and Bridges dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 255, entitled "An act to amend chapter 855 of the Laws of 1869, entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, reported a bill entitled "An act to amend chapter 713 of the Laws of 1887, entitled 'An act to amend chapter 483 of the Laws of 1885, entitled An act to tax gifts, legacies and collateral inheritances in certain cases'" (Int. No. 1146), which was read the first time and placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. O. F. Lane, Int. No. 1067, entitled "An act to amend chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 195, entitled "An act to further amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 236, entitled "An act to amend section 12 of chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 994, entitled "An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrears thereof, and to insure a more efficient collection of the same in future," reported in favor of the passage of the same, with the following amendments:

Section 1, line 1, prefix the words "Except as hereinafter provided."

Same section, line 2, change the word "eighty-seven" to "eighty-eight."

Section 2, line 1, prefix the words "Except as hereinafter provided."

Same section, line 2, after the words "so to be" strike out the words "or that may hereafter be laid, levied or confirmed, or intended so to be."

Same section, strike out all after line 20, and insert the following: "Using or failing to use the name of any occupant or owner in the assessment-rolls, whether such owner be a resident or non-resident, shall not in any manner invalidate or impair any tax in said city. Provided, however, that no provision of this act shall in any manner validate, ratify, confirm or affect any unpaid taxes, water rates or rents or any assessments, or any sales for the same, which were on the 15th day of April, 1890, the subject of litigation, or in respect of which any action or proceeding is pending in any court, nor shall any provision of this act in any manner prejudice or affect any such action or proceeding or the property on which said taxes, water rates or rents are levied, but all such actions and proceedings may be prosecuted and the orders, decrees, judgments and directions of the court or courts enforced the same as if this act had not been passed or such action or proceedings or any of them may be compromised, settled or adjusted by the corporation counsel of said city, by and with the approval and consent of the mayor, upon such terms and conditions and times of payment as he may deem for the best interest of said Long Island City, and to that end said corporation counsel may take or join in such measures in such actions or proceedings as he may deem necessary or desirable for carrying out and making effectual such settlements respectively.

§ 3. All acts and parts of acts inconsistent with this act are hereby repealed.

§ 4. This act shall take effect immediately.

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Weed, Int. No. 1073, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all the existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. de Peyster, Int. No. 993, entitled "An act to amend chapter 523 of the Laws of 1883, entitled 'An act to amend the charter of the city of Poughkeepsie,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kurth, Int. No. 300, entitled "An act to provide for the annexation to the city of Brooklyn of the

town of Flatbush, and for the acquisition and regulation of the water supply thereof," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1108, entitled "An act to amend section 18 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Schaaß, Int. No. 1031, entitled "An act to authorize the city of Brooklyn to purchase and to hold certain lands in said city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon and to authorize the issue of bonds for such purposes," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Currier, Int. No. 136, entitled "An act to amend chapter 557 of the Laws of 1887, entitled 'An act to authorize the park commissioners of the city of Buffalo to select and locate such ground as may be deemed desirable for park purposes in the Thirteenth ward of said city in the town of West Seneca, Erie county,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. H. J. Lane, Int. No. 1128, entitled "An act to amend chapter 714 of the Laws of 1869, as amended by chapter 262 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus from the committee on affairs of cities, to which was referred the bill introduced by Mr. Dempsey, Int. No. 1133, entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome, as amended by chapter 384 of the Laws of 1881,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Riley, Int. No. 1051, entitled "An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy," reported in favor of the passage of the same, with the following amendment:

Section 1, line 4, change the word "easterly to westerly."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Nolan, Int. No. 610, entitled "An act to amend title 12 of chapter 77 of the Laws of 1870, entitled 'The police department,' as amended by chapter 495 of the Laws of 1873, as amended by chapter 298 of the Laws of 1885," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Andrus, Int. No. 463, entitled "An act to revise the charter of the city of Buffalo," reported the same for the consideration of the House, with amendments (see Assembly bill No. 1446).

Which report was agreed to, and said bill ordered printed, as amended, and when printed to be recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Acker, Int. No. 978, entitled "An act to provide for the construction and maintenance of a system of sewerage in the city of Hornellsville, New York," reported in favor of the passage of the same, with the following amendment:

Strike out section 1 and insert the following in place thereof :

SECTION 1. There shall be in and for the city of Hornellsville a board of sewer commissioners, to consist of six competent persons, who shall be appointed by the mayor of said city, by and with the advice and consent of three-fourths of the members of the common council, one of whom shall hold office six years, one five years, one four years, one three years, one two years, and one one year, from the first day of January, 1891. Three of said persons shall be selected from the party which cast, at the last general election, the greatest number of votes, and three of said persons shall be selected from the party which cast the next greatest number of votes at such election. And after such appointments first made, the mayor, by and with the advice and consent of three-fourths of the members of the common council, shall in each year that a vacancy occurs, fill the same by appointment for the term of six years. If any vacancy happens by resignation or otherwise, he shall in the same manner appoint a commissioner for the residue of said term. Any commissioner may be suspended from office by the mayor upon written charges preferred. The mayor shall report the fact of such suspension and the reasons therefor at the next regular meeting of the board of the common council, and if a majority of such common council shall approve of the act of the mayor, such commissioner shall be removed from office, and his term of office shall expire, otherwise his suspension shall cease. No person who holds any other city office shall be eligible to an appointment as sewer commissioner, and if he shall be elected or appointed to any other city office, his position as sewer commissioner shall be vacant. Those in office shall continue to perform the duties of said office until their successors are respectively appointed and qualified to act. Before entering upon his duties as such, each commissioner shall take the

oath of office prescribed by the Constitution, and make his bond to the city of Hornellsville, with surety or sureties, conditioned for the faithful discharge of his duties as commissioner in such sum, not less than \$15,000, as the mayor of the city shall direct, to be approved by him, and such official oath and bond shall be filed with the clerk of the city. The commissioners shall have no pay or compensation for their services as such.

Section 2, strike out line 1 and all down to and including the word "thereof" in line 2.

Section 2, line 3, insert after the word "number" the words "a president."

Same section, line 7, strike out the word "such" and insert the word "the."

Same section, add at the end of line 7 the words "of at least twenty-five thousand dollars."

Same section, line 8, strike out the words "such surety or" and insert in lieu thereof the words "at least four;" also, strike out the word "as" and insert the words "to be approved by," and strike out the word "the," last occurring, and insert the word "said."

Same section, lines 8 and 9, strike out the words "of Hornellsville shall direct and approve."

Section 4, line 5, strike out the words "the rate of" and insert the words "a rate not exceeding."

Section 5, line 3, strike out the words "three thousand, five hundred dollars" and insert in lieu thereof the words "a sum sufficient."

Section 9, line 1, after the word "take" insert the words "by purchase, gift or condemnation."

Same section, line 2, strike out the words "the rights" and insert the words "such rights or easements."

Same section, line 6, strike out all after the word "Hornellsville."

Strike out section 10 and insert the following:

"§ 10. On the third Tuesday of June, 1890, a special election shall be held in and for the city of Hornellsville for the purpose of determining whether said city shall issue the bonds and construct the sewers hereinbefore mentioned. The ballots cast thereat shall be indorsed 'bonds and sewers' and shall have printed or written on the inside thereof the words, 'for the bonds and sewers' or 'against the bonds and sewers.' Such election shall be conducted upon the like notice and in the manner, as near as may be, and the qualification of the voters shall be the same as provided by section 4, title 5, chapter 40, of the Laws of 1888.

"§ 11. This act shall take effect immediately, but none of the powers hereinbefore given shall be exercised unless a majority of all of the votes cast at the election herein provided for shall be affirmative votes. If a majority of all the votes cast at such election shall be negative votes, then this act shall be null and void."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 196, entitled

"An act to adjust and confirm a fair and equitable assessment of the expense of constructing sewers in Tenth avenue, between Kingsbridge road and One Hundred and Seventy-third street, in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Chase, Int. No. 230, entitled "An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes, and other acts amendatory of the same,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 256, entitled "An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof by the extension of Elmwood avenue, and to raise the amount by local assessment," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stadler (for and on behalf of special committee), Int. No. 148, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city, in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city," reported in favor of the passage of the same (Mr. Andrus dissenting), which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Andrus, said bill was recommitted to the committee on cities, retaining its place on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 259, entitled "An act to provide for the rapid transit railways in cities of over 100,000 inhabitants," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Kimball, said bill was recommitted to the committee on railroads, retaining its place on the order of second reading, with power to report at any time.

Mr. Rhodes, from the committee on banks, to which was referred the bill introduced by Mr. Stein, Int. No. 359, entitled "An act in relation to private bankers," reported in favor of the passage of the same, with the following amendments:

Section 1, line 2, after the word "banker" insert the words "in cities having a population of over 100,000 inhabitants."

Section 5, after the word "effect" strike out the words "immediately" and insert the words "January 1, 1891."

BRADFORD RHODES,
Chairman,

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Rhodes, from the committee on banks, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 174, entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Clarke offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on electricity, gas and water supply, be discharged from the further consideration of the bill introduced by Mr. Clarke, Int. No. 541, entitled "An act to regulate the charges for the use of telephones in cities having a population of 1,000,000 inhabitants or over," and that the same be placed on the order of second reading.

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Clarke, and it was determined in the negative.

{AYES 12}
{NOES 75}

Those who voted in the affirmative, were

Brady	Connelly	Endres	Harwood	Sullivan
Byrne	Cornell	Haffner	Mullaney	Wissig
Clarke	Duffy			

Those who voted in the negative, were

Acker	Currier	Johnson, A.	Mitchell	Shields
Adams	Curtis	Johnson, I. S.	Monaghan	Stevens, J. H.
Andrus	Davis	Johnson, R. S.	Mott	Stevens, N.
Ballantine	de Peyster	Jones	Nixon	Stevens, W. C.
Bennett	Deyo	Kelly	Nolan	Stewart
Bradford	Dickinson	Kimball	O'Connor, J. J.	Stranahan
Bridges	Everett	King	Page	Thompson
Burns, J. I.	Fish	Lane, H. J.	Pearsall	Towne
Burns, W. B.	Fitts	Larmon	Peck	Treadway
Byrnes	Gibbs	Lewis, B. B.	Pierson	Van Vranken
Christie	Greene	Mase	Sage	Webster
Cooney	Gretsinger	McBride	Saunders	Weed
Coons	Groat	McTernan	Schaaff	Whipple
Courtney	Guibord	Menninger	Sheehan	White
Crawford	Hoag	Miller	Sheffer	Willis

Mr. Kimball offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 73, entitled "An act to amend chapter 252 of the Laws of 1884, entitled 'An act to provide for the

construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages' " (Rec. No. 179), be recommitted to the committee on railroads, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Guibord, Int. No. 333, entitled "An act to provide that the superintendent of the poor of the county of Clinton be the keeper of the poor-house of said county," reported in favor of the passage of the same with the following amendments:

Strike out all after the enacting clause and insert the following:

SECTION 1. Section 1 of chapter 498 of the Laws of 1847, entitled "An act to authorize the election of county superintendents of the poor, and county treasurers, by the people, as amended by chapter 298 of the Laws of 1862, is hereby amended so as to read as follows:

§ 1. It shall be lawful hereafter for the board of supervisors in any county, at any annual meeting of such board, to direct by resolution that thereafter only one county superintendent of the poor shall be elected in and for such county, who shall hold his office for three years; but in all counties where no such resolution shall have been passed, three county superintendents of the poor shall be elected. And after the board of supervisors of any county shall have, by resolution, directed that only one superintendent of the poor shall be elected in and for such county, the said board may, at any annual meeting thereof, revoke such resolution, and may, by resolution, direct that thereafter three superintendents of the poor shall be elected in and for such county. The superintendent of the poor who shall be in office at the time of the adoption of the resolution hereby authorized, shall hold his office (subject to all provisions of law) until the expiration of the term of office for which he was elected. If the term of office of such superintendent will expire on the thirty-first day of December of the same year of the adoption of said resolution, then three superintendents of the poor for said county shall be elected at the next general election, whose term of office respectively shall be determined in accordance with the provisions of section 3, of said chapter 498. If the term of office of the superintendent of the poor in office at the time of the adoption of said resolution will not expire during the year of the adoption of said resolution, then at the general election to be held next thereafter, there shall be elected two superintendents of the poor for said county, and their term of office shall be determined in accordance with the provisions of section 3 of chapter 498 of the Laws of 1847, but for such term that the terms of the three superintendents of the poor shall so expire that one of them shall be to be filled at each annual election thereafter. If any county where such resolution has been already adopted, there shall be elected annually thereafter, at the general election in each year, one county superintendent of the poor, who shall hold his office for three years, shall reside at the poor-house and be the keeper thereof when so ordered by a resolution of the board of supervisors; and, in each of the counties of this State having a county poor-house, the superintendent of the poor of such counties, or superintendents, if there be

more than one, shall appoint a keeper or keepers of such county poor-house, and shall have full power, at any time, to remove any keeper and appoint another in his stead. And if the keeper of any such poor-house shall neglect or refuse to leave the same, or surrender to the superintendent or superintendents the possession of the same, when such possession is demanded, the said superintendent or superintendents shall have power and are hereby authorized to proceed against said keeper in his or their name of office, and to remove said keeper from such poor-house by summary proceedings, in the same manner as is provided by article 2 of chapter 8 of part 3 of the Revised Statutes, entitled "Summary proceedings to recover possession of land in other cases," so far as the same are applicable, except that it shall only be necessary for the superintendent to set forth in his affidavit, or prove upon the hearing the following facts to entitle him to warrant of removal :

1. That the party commencing the proceedings is the superintendent or superintendents of the poor of the county.

2. That the county has a county poor-house, and that the keeper is in possession of such poor-house, or living therein, and that he refuses to surrender up the possession of such poor-house, or remove from the same after the possession shall have been demanded by such superintendent of the poor.

But nothing in this act shall affect the tenure of office of any present incumbent.

§ 1. This act shall take effect immediately.

Amend the title so as to read as follows :

"An act to amend chapter 498 of the Laws of 1847, entitled 'An act to authorize the election of county superintendents of the poor and county treasurers by the people,' as amended by chapter 298 of the Laws of 1862."

F. S. NIXON,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Saunders, from the committee on public education, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 240, entitled "An act to further amend section 50 of title 7 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' authorizing boards of education and trustees of school districts to purchase National flags for school-houses, and to care for the same," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall, from the committee on agriculture, to which was referred the bill introduced by Mr. Greene, Int. No. 1082, entitled "An act to promote agriculture and improve the quality of butter and cheese, being supplementary to and in aid of chapter 298 of the Laws of 1888, entitled 'An act to promote agriculture and improve the quality of butter and cheese,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall, from the committee on agriculture, to which was

referred the bill introduced by the committee on agriculture, Int. No 919, entitled "An act to compel commission merchants or persons selling goods on commission to make returns and furnish statements of goods sold," reported in favor of the passage of the same with the following amendment:

Amend section 1, line 2, by inserting after the word "goods" the words "from any person who is a citizen and resident of this State."

E. A. PEARSALL,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 219, entitled "An act to amend chapter 365 of the Laws of 1889, entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn,'" reported in favor of the passage of the same with the following amendment:

Strike out all after the enacting clause and insert the following:

SECTION 1. Section 2 of the act, entitled "An act to provide for certain improvements in the Eighth ward in the city of Brooklyn, passed June 5, 1889, is hereby amended so as to read as follows:

§ 2. The commissioner of city works is authorized, immediately after the passage of this act, to make all necessary surveys and establish the grades and plans for the several streets and avenues proposed by him for improvement in said district, including the sewers and water mains therefor, and to prepare and furnish suitable maps, profiles and specifications, and the details thereof of all the work to be done as may be necessary.

§ 2. Section 5 of said act is hereby amended so as to read as follows:

§ 5. The said commissioner of city works shall determine the character of the pavements, curbing and flagging to be used and laid in and upon the streets to be improved in said district.

§ 3. Section 9 of said act is hereby amended so as to read as follows:

§ 9. When the said improvements as determined by the said department of city works shall be completed, the said department shall deliver to the board of assessors a certificate wherein it shall set forth the amount of the entire cost of said improvement, including the interest accrued on the bonds issued as hereinbefore provided, to the date of said certificate, together with a map and statement showing the location and general character of the improvements made, and the cost of each separate improvement as nearly as the same can be ascertained; and the said board of assessors shall thereupon fix a district of assessment for each of said improvements, and shall apportion and assess the cost of said improvements upon the lands and premises within said district of assessment in proportion to the amount of the benefit derived by each of said lots without regard to the assessed valuation thereof as in their judgment shall be just, and shall prepare a list showing the separate parcels of land so benefited and the amounts apportioned and assessed upon the same respectively, and shall publish in each of the corporation newspapers once in each week, for four weeks successively, a notice to the effect that said list has been prepared, and that all persons interested therein may examine the same at the office of said board of assessors, and may present their

objections in writing, to the same, and be heard in relation to the same by the said board of assessors, at a meeting thereof, to be held at a time and place to be specified in said notice, not less than thirty days after the first publication of said notice. The said board of assessors shall, at the time and place specified in said notice, or at any time or times to which said hearing shall be adjourned, proceed to hear the allegations and proofs of all parties who shall have presented such objections in writing, and after such hearing shall revise the said list apportioned and assessed, and correct the same as, in their judgment, shall seem proper and just, and shall complete the same and file a copy thereof, signed by the president and secretary of the said board of assessors, in the office of the clerk of the county of Kings. The corporation counsel of said city shall thereupon publish in the corporation newspapers, twice in each week, for two successive weeks, notice that an application will be made to the Supreme Court, at a special term thereof, to be held at the court-house, in the county of Kings, at a time to be specified in said notice, for the confirmation of said apportionment and assessment. The court shall thereupon proceed to hear the arguments of the several parties who may have presented objections to said assessment to said board of assessors, and may confirm the same or return the same to the board of assessors for correction or amendment, and adjourn said hearing until the further return of said board thereon, and upon such return may confirm the said assessment and apportionment. The confirmation of said assessment and apportionment shall be final and conclusive upon all owners of lands, and all persons affected thereby. The said board of assessors shall thereupon divide the amount apportioned and assessed upon each parcel of land affected thereby into ten equal parts or installments, and shall, before the fifteenth day of November in each year thereafter levy and assess upon each of said parcels of land one of said installments, together with interest upon the same at the rate of six per centum from the date of such confirmation to the first day of December in such year, and shall on or before the fifteenth day of November in each year transmit to the collector of taxes and assessments a proper record of such levy, which record shall be to him a full and proper warrant for collecting the installments so levied. The said installments shall in each case be due and payable on the first day of December following the date of each return, and shall be collected in the same manner and be subject to the same rebate and default as is provided by law in the case of assessments in said city, and all the provisions of law applicable to the sale of lands for the non-payment of assessments in said city shall apply to the said assessment provided for herein. Each one of the said several annual installments levied as aforesaid, in each year, shall be a lien upon the lands or parcels of land affected thereby only from the time the same shall be respectively levied. The owner of any parcel of land so assessed for said improvement may at any time, after the first installment shall have become due and payable, pay to the comptroller of the city of Brooklyn all the installments not levied of the sum made chargeable on said lands, as ascertained by the board of assessors, as provided for in this section of this act, and thereupon the said lands shall be discharged from all

further liability on account of such assessment. For the purpose of making such payment, such owner shall present to the Comptroller the certificate of the board of assessors, showing the amount of the said installment not levied, and upon receiving such payment the comptroller shall certify the same to the board of assessors, and said board shall cancel the assessment so paid. The collector of taxes and assessments shall cause to be printed on all bills made out in his office for installments of said assessment, a reference to this act and a notification that the remaining installments may be paid and canceled in the manner herein provided. All moneys collected upon said assessment shall be applied first to the payment of the interest accrued and due on the bonds issued under the provisions of this act, and the surplus remaining after such payment shall be paid over to the commissioners of the sinking fund and be held to apply to the payment of the said bonds and subsequently accruing interest.

§ 6. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act to amend an act entitled 'An act to provide for certain improvements in the Eighth ward, in the city of Brooklyn,' passed June 5, 1889."

LEROY ANDRUS,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

The Senate sent for concurrence the following entitled bills:

"An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water" (Rec. No. 304), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue three and one-half per centum bonds for the purpose of constructing a reservoir and to prevent the further issue of seven per centum bonds for such purpose" (Rec. No. 305), which was read the first time and referred to the committee on affairs of cities.

"An act for the improvement of navigation in the Big Chazy river, in the town of Champlain, in the county of Clinton, and making an appropriation therefor" (Rec. No. 306), which was read the first time and referred to the committee on ways and means.

Mr. Fitts asked unanimous consent that the Senate bill (Rec. No. 238) entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,' and the several acts amendatory thereof," do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 73}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Dempsey	Johnson, R.S.	Miller	Sheffer
Acker	Deyo	Jones	Mitchell	Stevens, J. H.

Andrus	Dickinson	Kelly	Monaghan	Stevens, N.
Bennett	Endres	Kimball	Mullaney	Stevens, W. C.
Boyce	Everett	Kurth	Nixon	Stewart
Brady	Fish	Lane, H. J.	O'Connor, J.K.	Stranahan
Burns, J. I.	Fitts	Lane, O. F.	Page	Tompkins
Christie	Greene	Larmon	Pealer	Towne
Connelly	Groat	Lewis, B. B.	Pierson	Townsend
Cooney	Guenther	Lewis, R. J.	Rhodes	Treadway
Coons	Guibord	L'Hommedieu	Sage	Weed
Cornell	Harwood	Martin	Sawmiller	Whipple
Courtney	Johnson, A.	McBride	Selleck	White
Crawford	Johnson, H.C.	McTernan	Sheehan	Willis
Davis	Johnson, I. S.	Menninger		

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Huson	McKnight	Selleck
Acker	Crawford	Johnson, A.	McTernan	Sheffer
Adams	Curtis	Johnson, H.C.	Miller	Shields
Ballantine	Davis	Johnson, I.S.	Mitchell	Stevens, N.
Bennett	Dempsey	Johnson, R.S.	Mott	Stevens, W. C.
Blumenthal	Deyo	Jones	Mullaney	Stewart
Boyce	Dickinson	Kill	Nixon	Thompson
Brady	Endres	Kimball	Nolan	Tompkins
Bridges	Everett	Kurth	O'Connor, J.K.	Towne
Byrne	Fish	Lane, H. J.	Pealer	Townsend
Byrnes	Fitts	Lane, O. F.	Pierson	Van Vranken
Christie	Greene	Le Roy	Rhodes	Webster
Clarke	Groat	Lewis, B. B.	Sage	Weed
Connelly	Guenther	Lewis, R. J.	Saunders	Whipple
Cooney	Guibord	L'Hommedieu	Sawmiller	Willis
Coons	Haffner	Martin	Schaaff	Wissig
Cornell	Harwood	McBride		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Mitchell introduced a bill entitled "An act to secure the registration of plumbers and the supervision of plumbing and draining in the city of Watertown" (Int. No. 1147), which was read the first time and referred to the committee on affairs of cities.

Mr. Whipple moved to take from the table the bill (No. 1152) entitled "An act to provide for the welfare of the Indians in this State."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a second reading,

Mr. R. J. Lewis moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Harwood moved to commit said bill to the committee on Indian affairs.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Fish moved to amend by adding the following as section 28:

"§ 28. Nothing herein shall in any way affect the rights or property of the tribe known as Onondaga Indians."

Change "§ 28" to "§ 29."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Harwood moved to exempt the Tuscarora Indians of Niagara county from the provisions of said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. Whipple, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1299) entitled "An act to improve the sanitary condition of the abandoned old Erie canal in the city of Rome, New York, and to provide a suitable outlet and free passage for the waters that flow therein," having been announced for a second reading,

On motion of Mr. Dempsey, the same was amended as follows:

Section 1, line 6, strike out the word "seventy-one" and insert the word "twelve," and in same line strike out the word "eight" and insert the words "five, and chapter 338 of the Laws of 1887, and chapter 371 of the Laws of 1888, which."

Mr. Dempsey moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 387) entitled "An act to repeal chapter 608 of the Laws of 1887, entitled 'An act to extend the charter of the Delhi and Hudson River Railroad Company'" (Rec. No. 182), was read the second time.

On motion of Mr. Coons, said bill was placed on the order of third reading.

The bill (No. 1082) entitled "An act to amend an act entitled 'An act to consolidate the several school districts within the corporate limits of the village of Owego, and to establish free schools in the same,' passed April 23, 1864, and the acts amendatory thereof," was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1221) entitled "An act to amend chapter 364 of the Laws of 1885, entitled 'An act to amend chapter 180 of the Laws of 1884, entitled 'An act to amend chapter 410 of the Laws of 1882,

entitled An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, and to provide a pension fund for the police department of said city," having been announced for a second reading,

Mr. Wissig moved to amend as follows:

Amend section 1 by striking out lines 1 to 12, both inclusive, and inserting the following:

"SECTION 1. Section 307 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 364 of the Laws of 1885, and chapter 588, relating to a pension fund for the police department of said city, is hereby further amended so as to read as follows."

Same section, line 31, strike out the word "herein" and insert the words "herein above."

Same section, line 50, after the word "of" and before the words "New York" insert the words "the city of."

Amend the title so as to read as follows:

"An act to further amend section 307 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 364 of the Laws of 1885, and chapter 575 of the Laws of 1888, relating to a pension fund for the police department of said city."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Wissig, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1222) entitled "An act to provide for a soldiers and sailors' memorial arch or monument in the city of New York," having been announced for a second reading,

On motion of Mr. Martin the same was amended as follows:

Strike out all after the enacting clause and insert the following:

SECTION 1. The mayor, the recorder, the comptroller, the president of the department of public parks, together with the chairman of the memorial committee of the Grand Army of the Republic of the city of New York, Major-General Daniel Butterfield, Major-General John Newton and Chauncey M. Depew, are hereby designated as a board of commissioners for the purpose of erecting in the city of New York, within the place called the Plaza, adjacent to the southerly entrance to Central Park, a suitable memorial arch or monument in memory of the soldiers and sailors or New York who died in the service of their country in the late war for the Union; which monument or arch shall be called "the soldiers and sailors' memorial arch of New York," said board shall be known as "the board of commissioners of the soldiers and sailors' memorial arch of the city of New York." The commissioners shall receive no compensation for their services.

§ 2. For the purpose of providing means for carrying this act into effect, the board of estimate and apportionment are hereby authorized and empowered to direct the comptroller to issue bonds or stock of the mayor, aldermen and commonalty of the city of New York, and to

sell the same at not less than the par value thereof. The amount of such bonds or stock shall not exceed the sum of \$250,000, and the interest thereon shall not exceed three per centum per annum. The bonds or stock shall be payable by taxation and be redeemable within thirty years from the date of the issue thereof.

§ 3. When the board of estimate and apportionment shall have authorized the issue of the bonds or stock provided for in section 2 of this act, and the site shall have been selected, the board of commissioners of the soldiers and sailors' memorial arch of the city of New York shall cause to be prepared plans and designs for the memorial arch or monument, and shall cause the arch or monument to be erected without delay, at a total cost, including the expense of plans and designs, not exceeding \$250,000, to be paid by the comptroller upon the certificate of said board, from time to time, as it shall direct.

§ 4. This act shall take effect immediately.

Said bill, as amended, was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1223) entitled "An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and declare the special and local laws affecting public interests in the city of New York,'" was read the second time.

On motion of Mr. King, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1083) entitled "An act to regulate the storage and refining of petroleum and its products within cities containing less than 50,000 inhabitants," having been announced for a second reading,

On motion of Mr. J. I. Burns, the same was laid upon the table.

The bill (No. 1233) entitled "An act to amend chapter 330 of the Laws of 1887, entitled 'An act to provide for the acquisition of sites for armories for the National Guard in the city of New York,'" was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1092) entitled "An act to amend section 15 of chapter 329 of the Laws of 1874, 'An act to re-enact and amend an act entitled An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York,' relative to exempt firemen," having been announced for a second reading.

On motion of Mr. Clarke, the same was amended as follows:

Line 51, strike out the words "at any time previous to the first," and insert the words "on the thirty-first."

Line 52, strike out the words "January, 1874," and insert the words "December, 1873."

Said bill, as amended, was then read the second time.

On motion of Mr. Clarke, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1022) entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, as amended

by chapter 14 of the Laws of 1880, entitled An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city," having been announced for a second reading,

On motion of Mr. Courtney, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of second reading.

The bill (No. 1234) entitled "An act to amend section 4 of title 11, relating to police and excise, of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' and the several acts amendatory thereof," was read the second time.

On motion of Mr. McTernan, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 348) entitled "An act to provide for the construction of a public building in the Twelfth ward of the city of New York" (Rec. No. 129), was read the second time.

On motion of Mr. Webster, said bill was placed on the order of third reading.

The bill (No. 1224) entitled "An act to amend article 4 of title 5 of chapter 9 of part 1 of the Revised Statutes, relating to grants of land under water, as amended by chapter 283 of the Laws 1850," having been announced for a second reading,

Mr. Pierson moved to amend as follows:

Line 12, change the word "counties" to "county" and after the word "and" insert the words "in all parts of the county of;" also, after the word "Suffolk" insert the words "except Fisher's island."

Said bill being under consideration,

On motion of Mr. Pierson, the same was ordered to a third reading, and recommitted to the committee on commerce and navigation, retaining its place on the order of third reading (amendment not acted upon).

Mr. Jones asked unanimous consent that Assembly bill No. 1295, entitled "An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over," be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 75}
{NOES 00}

Those who voted in the affirmative, were

Adams	Crawford	Johnson, H. C.	McTernan	Sawmiller
Andrus	Currier	Johnson, I. S.	Menninger	Schaaff
Barton	Davis	Jones	Miller	Sheehan
Boyce	Dickinson	Kelly	Mitchell	Sheffer
Bradford	Endres	Kill	Monaghan	Stevens, J. H.
Brady	Everett	Kimball	Mott	Stevens, N.
Bridges	Fish	Kurth	Mullaney	Stevens, W. C.

Burns, J. I.	Fitts	Lane, H. J.	O'Connor, J. K.	Stewart
Bush, R. P.	Gibbs	Lane, O. F.	Page	Stranahan
Byrne	Gretsinger	Le Roy	Pearsall	Thompson
Christie	Groat	Lewis, B. B.	Peck	Townsend
Cooney	Guibord	L'Hommedieu	Pierson	Treadway
Coons	Harwood	Martin	Rhodes	Van Vranken
Cornell	Hitt	McBride	Sage	White
Courtney	Johnson, A.	McKnight	Saunders	Willis

Unanimous consent having been granted, said bill was placed on the order of third reading,

The bill (No. 1126) entitled "An act to amend chapter 363 of the Laws of 1875, entitled 'An act to enlarge the board of education in Union Free School District No. 6, in the town of Northfield and county of Richmond, and to change the name of said district, and to authorize the said board of education to sell and convey to the purchaser thereof the present school-house and site, and also to purchase a new site for a school-house in said district, and to erect thereupon a new school-house, and to provide for the raising of money therefor, and to change the name of said school district to Port Richmond Union Free School District, and also to amend the title of said act so as to insert therein the words or acquire title to a new school-house site, and to omit therefrom the reference to the enlargement of the board of education,'" was read the second time.

On motion of Mr. Cornell, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 701) entitled "An act to amend chapter 573 of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof'" was read the second time.

On motion of Mr. N. Stevens, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 904) entitled "An act to amend chapter 409 of the Laws of 1886, as amended by chapter 462 of the Laws of 1887 and chapter 560 of the Laws of 1889, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,'" having been announced for a second reading,

On motion of Mr. Andrus, the same was laid upon the table.

The bill (No. 1225) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof and supplementary thereto'" having been announced for a second reading,

On motion of Mr. Adams, the same was amended as follows:

Amend section 2 so as to read as follows:

§ 2. Section 1 of title 2 of said act, as amended by section 1 of chapter 551 of the Laws of 1872, and by section 1 of chapter 168 of the Laws of 1878, and by section 1 of chapter 515 of the Laws of 1881, and by section 1 of chapter 214 of the Laws of 1886, is hereby further amended so as to read as follows:

§ 1. The officers of said city shall consist of one mayor, one collector, one treasurer, one recorder, one alderman-at-large, five water commissioners, two justices of the peace, two constables and one sealer of weights and measures, all of whom shall be elected by the city at large; a board of assessors to be composed of three assessors to be chosen as hereinafter provided; two aldermen and one supervisor to be elected in each ward; such inspectors of election as are required by the laws of this State to be elected in each ward; one corporation counsel, one engineer and surveyor, one superintendent of streets, one city clerk, one superintendent of water-works, one health officer, six persons to compose a board of health; one inspector of buildings; one marshal and police constables, and such other officers as are hereinafter authorized, who shall be appointed as hereinafter provided or as required by law; also, one chief engineer and three assistant engineers of the fire department, and six fire wardens, who shall be elected as hereinafter provided.

Amend section 16 so as to read as follows :

“§ 16. Section 5 of said title, as amended by section 4 of chapter 515 of the Laws of 1881, is hereby further amended so as to read as follows :

“§ 5. The assessors in the city of Newburgh shall hold their office for three years, and shall be chosen as follows : Each elector shall be entitled to vote by ballot on the same ticket with other city officers, for two persons residing in said city, for the office of assessor, and the two persons receiving the greatest number of votes shall be two of the assessors of said city. The common council of said city shall, immediately after the votes of the charter election have been canvassed, and at the meeting provided for by section 8 of title 2 of the act hereby amended, appoint by writing, subscribed by a majority of the members of the common council present, another assessor to be associated with said two assessors so elected, the three to constitute the board of assessors for said city. Such assessors so to be appointed shall be selected from the persons who shall have the highest number of votes for the office of assessor at such charter election next to the two assessors so elected, and no ballot for assessors shall be counted which shall contain more than two names for that office. The said board of assessors shall perform the duties hereinafter specified in relation to the assessment of property within the city, as well for the purpose of levying taxes imposed by the supervisors of the county of Orange as by the common council of the city of Newburgh. Each assessor shall receive for compensation for all services to be rendered under this act, or by virtue of any statute, the sum of \$400 per annum. The assessors under this act shall possess all the power and authority of town assessors, and shall make the assessment-roll of the city in the same manner as such assessors under and in pursuance of the second article of the second title of the thirteenth chapter of the Revised Statutes, except as herein provided. It shall be the duty of the assessors to meet on the first day of May, or should that day be Sunday, on the following day in each year, and divide the city into three districts for the purpose of making an assessment-roll, and an assessor shall be assigned to each district, and it shall be the duty of each assessor to make an assessment-roll for the district to which

he shall be assigned by the majority vote of the board of assessors. Each assessor shall complete his assessment on the first day of July in each year, the board of assessors shall meet in the rooms of the common council or city clerk's office in the first week of July, and shall sit as a board of assessors for the reviewing and revising of the separate assessment-rolls heretofore mentioned not less than five days of six hours each. It shall be the duty of the board of assessors during such meetings for review and revision to examine the assessment of each piece of property on the several assessment-rolls, and they shall have the power by a majority vote at such sittings, to add to or subtract from the assessed valuations and to make such other corrections as may be necessary, and in accordance with law. They shall then attach their several rolls together and make thereby an assessment-roll for the city of Newburgh, and deliver the same to the city clerk on or before the third Tuesday of July of each year. The notice required by the nineteenth and twentieth sections of said article shall be given by the said board of assessors as provided by said nineteenth section, and shall also be published in two of the newspapers published in said city, and shall designate the city clerk's office as the place where the said assessors will review their assessments, and where the assessment-roll of said city may be examined. Upon such review the said board of assessors, as a board, shall have power to correct, alter, amend and subtract from the assessment-roll of said city, in such manner as in their judgment may be proper. They shall sign and swear to said assessment-roll in the manner now provided by law, for the completion of assessment-rolls in towns. The said assessment-roll shall be completed, and all the additions of each page thereof, together with the sums total thereof, shall be made and entered thereon, and said assessment-roll shall then, with all other papers required by said article, be filed with the city clerk, on or before the third Tuesday of August in each year.

Insert as section 44 the following:

"§ 44. It shall be the duty of the common council within ninety days after the charter election, in each year, to designate one paper from each of the two political parties that cast the largest number of votes in said city at the preceding general election, which papers shall publish all notices required by law to be given, and all the provisions of the act hereby amended, conflicting with this provision are hereby repealed."

Change "§ 44" to "§ 45."

Said bill, as amended, was then read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 933) entitled "An act to authorize the supervisor of the town of Warwick, Orange county, N. Y., to expend certain moneys in his hands belonging to the poor fund of said town," was read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. R. J. Lewis moved to take from the table the Senate bill (Rec. No. 142) entitled "An act to amend chapter 191 of the Laws of 1889,

entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the second time.

On motion of Mr. R. J. Lewis, said bill was placed on the order of third reading.

The bill (No. 569) entitled "An act to amend section 1 of chapter 344 of the Laws of 1886, entitled 'An act to amend section 1 of chapter 398 of the Laws of 1883, entitled An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes,'" was read the second time.

On motion of Mr. Peck, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 602) entitled "An act in relation to certain arrears of taxes of the town of Newtown," was read the second time.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1227) entitled "An act to amend chapter 157 of the Laws of 1883, entitled 'An act to enforce collection of the taxes levied in the county of Jefferson,'" was read the second time.

On motion of Mr. H. J. Lane, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1228) entitled "An act to make the office of county clerk of Ontario county a salaried office, and regulating the management of said office," was read the second time.

On motion of Mr. Abbey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1229) entitled "An act to amend chapter 58 of the Laws of 1860, entitled 'An act conferring additional powers on boards of town auditors,'" was read the second time.

On motion of Mr. Davis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1230) entitled "An act in relation to the annexation of towns to cities," having been announced for a second reading,

Mr. Deyo moved to commit said bill to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 230), entitled "An act to amend an act entitled 'An act to authorize the treasurer of Kings county to redeem certain outstanding certificates of indebtedness issued by said county in the year 1873' (Rec. No. 91), was read the second time.

On motion of Mr. J. J. O'Connor, said bill was placed on the order of third reading.

The Senate bill (No. 240) entitled "An act to amend chapter 122 of the Laws of 1883, entitled 'An act to provide for voting by ballot at town meetings, on propositions to raise money by tax,' as amended by chapter eighty-two of the laws of 1885" (Rec. No. 109), was read the second time.

On motion of Mr. Courtney, said bill was placed on the order of third reading.

The Senate bill (No. 366) entitled "An act to authorize the extension of the term of existence of the Hempstead Gas-Light Company, and to legalize its acts" (Rec. No. 131), was read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading.

The Senate bill (not printed) entitled "An act to amend section 6 of chapter 212 of the Laws of 1821, entitled 'An act to incorporate a fire company in the town of Flatbush, county of Kings,' as amended by chapter 152 of the Laws of 1887" (Rec. No. 127), was read the second time.

On motion of Mr. Nixon, said bill was placed on the order of third reading.

The Senate bill (No. 231) entitled "An act to settle certain accounts, and to authorize certain deficiencies to be raised by taxes in the county of Kings" (Rec. No. 89), was read the second time.

On motion of Mr. J. J. O'Connor, said bill was placed on the order of third reading.

The Senate bill (No. 246) entitled "An act relating to accounts of overseers of the poor, and the action to be taken upon such accounts by the boards of town auditors in the various towns of the State" (Rec. No. 102), was read the second time.

On motion of Mr. Bennett, said bill was placed on the order of third reading.

The bill (No. 1215) entitled "An act to establish the exterior bulk-head and pier lines of the harbor of New York, on the Staten Island side," having been announced for a second reading,

Mr. McTernan moved to recommit said bill to the committee on commerce and navigation, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Cornell, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Andrus moved to take from the table the bill (No. 904) entitled "An act to amend chapter 409 of the Laws of 1886, as amended by chapter 462 of the Laws of 1887, and chapter 560 of the Laws of 1889, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a second reading,

Mr. Andrus moved to amend as follows:

Section 1, line 1, strike out the word "eleven" and insert the word "twelve."

Change the number of section, line 6, from "11" to "12."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1235) entitled "An act to amend chapter 339 of the

Laws of 1884, entitled 'An act to establish a commission of navigation of Chautauqua lake and its outlets, and in relation to navigation on the same, and repeal chapter 391 of the Laws of 1876, entitled An act in relation to the inspection and running of steamboats on Chautauqua lake,' and the acts amendatory thereof," having been announced for a second reading,

On motion of Mr. Nixon, the same was amended as follows:

Section 1, line 11, strike out all after the word "tarpaulin" and insert the words "but nothing in this section provided shall be construed to prevent any vessel of twenty tons burden or under which uses refined petroleum for fuel, from carrying sufficient refined petroleum which will not ignite at a temperature of less than 110 degrees Fahrenheit, with which to replenish the fires and properly equip said vessel for use upon said lake. Said petroleum to be carried in metal cans or tanks, which shall be properly protected by a covering of wood or other substance, which would equally protect from accident and be approved by said commissioners, and to be conveyed from said cans or tanks to the said fires through metal pipes."

Section 2, line 10, strike out all after the word "aforesaid" and add the following: "But for the inspection of vessels of twenty tons burden or under, under the provisions of this act the fees of the said commissioners shall be as follows: For boats of ten tons burden or less, two dollars for each of said commissioners, and twenty-five cents for each of said commissioners for every ton above ten tons and up to and including twenty tons burden, irrespective of the time so employed. And for licensing any captain, engineer or pilot, to perform the duties thereof on any vessel of twenty tons burden or under the said commissioners shall receive a fee of one dollar, to be divided among said commissioners equally."

Section 3, line 3, insert after the word "lake" the words "when said waters are six feet deep."

Strike out section 4, and make "§ 5" "§ 4."

Section 1, line 1, strike out the word "twenty" and insert the word "twenty-one."

Said bill, as amended, was then read the second time.

On motion of Mr. Towne, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1420) entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the laws of this State," having been announced for a second reading,

Mr. Sullivan moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Blumenthal moved to strike out section 2.

Mr. Whipple moved to lay said motion upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1256) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Charles B. Bensen, and to make an award thereon," was read the second time.

On motion of Mr. Tompkins, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1139) entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,'" was read the second time.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1259) entitled "An act to amend section 1391 of the Code of Civil Procedure, in relation to exemptions and executions," having been announced for a second reading,

On motion of Mr. Sawmiller, the same was laid upon the table.

The bill (No. 1260) entitled "An act to require public notice to be given in cases of contracts in behalf of the State expending more than \$1,000, the letting of such contracts to the lowest bidder, and providing as to contracts for less than \$1,000," was read the second time.

On motion of Mr. Curtis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1261) entitled "An act to amend chapter 57 of the Laws of 1883, entitled 'An act for the preservation of public records, maps and papers,'" was read the second time.

On motion of Mr. O'Hare, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 437) entitled "An act to authorize the docketing of judgments and decrees of the Circuit and District Courts of the United States, rendered within this State, in the offices of the clerks of the counties of this State," was read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1072) entitled "An act to allow certain field notes or maps of certain tracts of land situated in the counties of Allegany, Wyoming and Livingston, to be read in evidence on a trial between parties claiming any of the lands therein referred to and be received as evidence of the facts therein contained and stated," was read the second time.

On motion of Mr. Thompson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1262) entitled "An act to legalize the acts and proceedings of the town board, and the town board of auditors of the town of Montgomery, Orange county, in relation to the erection of two certain iron bridges over the Wallkill river, one at or near the falls of said river at the village of Walden, and the other at Bodine's crossing, about two miles south of the village of Montgomery, and the acts and proceedings of D. Smith Sears, as commissioner of highways of said town in relation to said bridges, and authorizing the board of supervisors of Orange county to empower the supervisor of said town to borrow on the credit of said town the sum of \$28,000 and interest, and to issue and dispose of bonds therefor for the purpose of paying the contract prices for the construction of said bridges and the taking down of former bridges," was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1263) entitled "An act to legalize and confirm bonds heretofore issued by the county of Albany," was read the second time.

On motion of Mr. Hitt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1264) entitled "An act to secure prompt payment of wages by corporations," having been announced for a second reading,

Mr. Rice moved to amend as follows:

Section 1, line 4, strike out the words "every two weeks" and insert the word "weekly."

Section 2, lines 10 and 11, strike out the words "every two weeks" and insert the word "weekly."

Same section, line 12, strike out the word "fourteen" and insert the word "seven."

Same section, line 17, strike out the words "every two weeks" and insert the word "weekly."

Same section, line 21, strike out the words "every two weeks" and insert the word "weekly."

Pending the consideration of said bill,

On motion of Mr. Fish, the same was made a special order for to-morrow morning, immediately after the reading of the journal.

Mr. Gretsinger asked unanimous consent that Senate bill No. 286 be taken from the table and substituted for Assembly bill No. 1369, entitled "An act to amend section 18 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interest in the city of Brooklyn,'" now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Huson	Martin	Sage
Andrus	Cornell	Johnson, A.	Mase	Saunders
Barton	Curtis	Johnson, H.C.	McBride	Sheehan
Blanchfield	Davis	Johnson, I. S.	McKnight	Shields
Blumenthal	Dempsey	Johnson, R.S.	Miller	Stevens, N.
Bradford	de Peyster	Kelly	Mitchell	Stranahan
Brady	Deyo	Kerrigan	Nixon	Sullivan
Bridges	Endres	Kill	Nolan	Thompson
Burns, W. B.	Everett	King	O'Connor, J.K.	Tompkins
Bush, G. H.	Fish	Kurth	Pealer	Townsend
Bush, R. P.	Gibbs	Lane, H. J.	Pearsall	White
Byrne	Guenther	Lane, O. F.	Pierson	Willis
Byrnes	Henderson	Le Roy	Rhodes	Wissig
Christie				

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of second reading.

Mr. Townsend offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 333, entitled "An act to amend chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Blanchfield offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 891, entitled "An act to close part of the old Bushwick road or avenue in the city of Brooklyn," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Gibbs, from the committee on public health, to which was referred the bill introduced by Mr. Sullivan, Int. No. 326, entitled "An act to regulate the manufacture and sale of sausages and chopped meats," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways" (No. 1415), reported the same with the recommendation that it be amended as follows:

Section 1, line 27, after the word "city" strike out the word "are" and insert the word "is."

Section 3, line 14, strike out the words "of every kind."

Section 7, line 1, after the word "from" insert the words "section 3 of."

Same section, lines 1 and 2, strike out all between the word "three" and the word "of," first occurring.

Same section, lines 2 and 3, strike out the words "which is an act."

Section 8, line 3, strike out the word "offered" and insert the word "approved."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to revise the charter of the village of Alden" (No. 809), reported the same with the recommendation that it be amended as follows:

Title 1, section 1, line 10, after the word "said" insert the word "lot" and after the word "and" insert the word "lot."

Same title, section 3, line 2, after the word "highways" insert the words "of towns."

Same title, same section, line 12, strike out the words "the fourth" and after the word "section" insert the word "four."

Same title, same section, line 14, after the word "contributing" strike out the words "a portion" and insert the words "its proportion."

Title 2, section 1, line 3, after the word "treasurer" insert the words "a collector."

Same title, section 3, line 2, strike out the words "within the bounds" and insert the word "therein."

Same title, section 6, line 1, strike out the word "terms" and insert the word "term;" strike out the word "offices" and insert the word "officers."

Same title, section 7, line 2, after the word "under" strike out the word "their" and insert the word "this."

Same title, section 9, line 2, after the word "clerk" insert the words "of said village."

Same title, section 10, line 6, after the word "shall" strike out the word "be."

Same title, section 13, line 6, strike out the word "of" and insert the word "or."

Same title, same section, line 7, strike out the words "any violence."

Same title, same section, line 8, after the first word "and" insert the word "for."

Same title, section 14, line 3, after the word "shall" insert the word "at."

Same title, same section, line 8, strike out the word "such" and insert the word "the."

Same title, same section, line 10, after the word "elections" insert the word "held."

Same title, same section, line 18, after the word "cases" insert the word "shall."

Same title, section 16, line 6, after the word "clerk" insert the words "shall be open for inspection by any elector of said village."

Same title, same section, line 8, strike out the first word and insert the word "annual."

Same title, section 19, line 5, before the word "nuisances" insert the word "and."

Title 3, section 1, line 5, strike out the word "ordered" and insert the word "order."

Same title, same section, line 10, strike out "yy" and insert the word "by."

Same title, same section, subdivision 8, line 31, after the word "gates" insert the words "or both."

Same title, section 11, line 1, before the word "To" insert the words "The trustees shall have power."

Same title, same section, line 12, after the word "benefit" insert the words "Whenever the whole of such village shall be benefited by such improvement its proportion of such expense shall be paid out of the money raised for ordinary expenditures."

Same title, section 13, line 1, before the word "To" insert the words "The trustees shall have power."

Same title, section 14, line 1, before the word "To" insert the words "The trustees shall have power."

Same title, section 15, line 1, before the word "To" insert the words "The trustees shall have power."

Same title, section 16, line 1, before the word "To" insert the words "The trustees shall have power."

Same title, same section, line 2, strike out the word "subdivision" and insert the word "section."

Same title, section 17, line 1, before the word "To" insert the words "The trustees shall have power."

Title 4, section 2, line 4, after the word "police" insert the word "justice."

Same title, section 7, lines 3 and 4, strike out all between the word "towns" and the word "He."

Same title, same section, line 12, after the word "said" insert the words "police justice and."

Same title, same section, line 13, strike out the word "his" and insert the word "their," and after the word "as" insert the words "justices of the peace of towns and."

Title 6, section 1, line 13, strike out the word "section" and insert the word "sections," and after the word "four" insert the words "or five."

Same title, section 2, line 1, strike out the words "when completed shall be immediately," and insert the words "at the expiration of ten days after its receipt by him shall be."

Title 7, section 3, line 7, after the word "cases" insert the word "where."

Title 8, section 1, line 11, strike out the words "and must."

Same title, section 4, line 28, strike out the word "Such" and insert the word "Said."

Title 10, section 1, line 20, after the word "of" insert the word "such."

Same title, section 7, line 4, after the word "filing" insert the word "the."

Same title, section 11, line 1, after the word "debt" insert the word "be."

Same title, section 14, strike out all after "§ 14" to the word "in," in line 3.

Same title, same section, line 4, after the word "any" strike out the word "such" and insert the word "appointive."

Title 10, section 17, strike out all after the word "trustees" in lines 3 and 4.

Between sections 18 and 19 insert the following:

"§ 19. All tax and assessment-rolls, when completed, shall be filed with the village clerk, who shall immediately post notices in five public and conspicuous places in the village, stating that he has received such roll, and that the board of trustees will meet at a time and place in said notice mentioned, which must not be less than five days from the date of posting such notice, to hear objections to said roll. At the time and place mentioned in said notice said trustees shall meet and hear such objections as may be made to said roll, and may alter, change or correct the same in such manner as they may deem just and reasonable."

Change printed sections 19 and 20 to sections 20 and 21, respectively.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Speaker presented a communication from the State Engineer and Surveyor, in response to a resolution of the Assembly relative to a channel or canal between Shinnecock bay and Peconic bay, which was read and referred to the committee on ways and means.

By unanimous consent,

Mr. Weed introduced a bill entitled "An act for the relief of the volunteer life-saving corps of the State of New York, and making an appropriation therefor" (Int. No. 1148), which was read the first time and referred to the committee on ways and means.

By unanimous consent,

Mr. Tompkins introduced a bill entitled "An act to authorize the Board of Claims to hear and determine the claim of William J. Best against the State" (Int. No. 1149), which was read the first time and referred to the committee on claims.

Mr. Rhodes offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1024, entitled "An act relating to the supervision of mortgage companies organized under the laws of another State," be taken from the table and recommitted to the committee on banks, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended:

"An act for the establishment and government of a public park in the town of New Utrecht, to be known as Bensonhurst park, and providing that the same shall be a public work of the towns of New Utrecht and Gravesend, in the county of Kings, and to authorize said towns to provide for the means therefor by the issue of bonds." (No. 465.)

"An act to authorize towns to raise money to defray the expenses of the proper observance of memorial or decoration day." (No. 15.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend section 635 of the Penal Code" (No. 339), with a message that they have concurred in the further amendments of the Assembly thereto.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

"An act to amend chapter 526 of the Laws of 1887, entitled "An act to relieve the towns of this State from damages sustained by persons while engaged in transporting traction engines along the highways of this State." (No. 118.)

"An act to reappropriate moneys heretofore appropriated for the erection of a State armory in the village of Mohawk, county of Herkimer." (No. 791.)

"An act to amend chapter 330 of the Laws of 1883, entitled 'An

act to supply the city of Schenectady with water,' as amended by chapter 98 of the Laws of 1889.'" (No. 502.)

"An act to provide for the construction of a bridge over the Harlem river in the city of New York." (No. 865.)

"An act to amend chapter 497 of the Laws of 1881, entitled 'An act to amend chapter 133 of the Laws of 1847, entitled An act authorizing the incorporation of rural cemetery associations,' and the acts amendatory thereof." (No. 719.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to amend sections 2165 and 2186 of the Code of Civil Procedure, relating to the discharge of an insolvent debtor" (Rec. No. 55), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to provide for the printing, binding and distribution of 10,000 copies of the memorial proceedings of the Legislature on the death of General Philip H. Sheridan, and making an appropriation therefor." (No. 872.)

"An act to amend section 6 of chapter 212 of the Laws of 1821, entitled 'An act to incorporate a fire company in the town of Flatbush, in the county of Kings,' as amended by chapter 152 of the Laws of 1887." (No. 162.)

"An act to amend section 473 of the Penal Code." (No. 1140.)

"An act to amend chapter 589 of the Laws of 1868, entitled 'An act to incorporate the Chateaugay Water-works Company, and to legalize and confirm all the proceedings and official acts of said water-works company and its officers in diverting water and laying pipes.'" (No. 1031.)

"An act to provide for the appointment of commissioners for the promotion of uniformity of legislation in the United States." (No. 386.)

"An act to amend section 780 of the Code of Civil Procedure, relative to granting orders to show cause by county judges." (No. 538.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas R. Leet, for damages done to his farm in the town of Canadea, Allegany county, caused by the State in changing the channel of the Genesee river, in the towns of Hume and Canadea, while constructing the Genesee Valley canal." (No. 622.)

"An act for the improvement of the Hudson river, and to make an appropriation therefor." (No. 799.)

"An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions.'" (No. 131.)

"An act to amend title 17 of chapter 20 of part 1 of the Revised Statutes, 'Of dogs.'" (No. 217.)

"An act to repeal section 1 of chapter 380 of the Laws of 1889,

entitled 'An act to regulate the rate of wages on all public works in this State, and to define what laborers shall be employed thereon.' (No. 443.)

"An act to amend section 1002 of the Code of Civil Procedure, relating to motions for new trial." (No. 247.)

"An act to promote the professional training of teachers." (No. 511.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to prohibit excise commissioners, excise inspectors, police officials or their subordinates from being interested in the manufacture or sale of any spirituous or malt liquors, ales, wines or beer" (Rec. No. 115), with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

The privileges of the floor were extended to Hons. Edward Gallagher and Martin Smith.

Leave of absence was granted to Mr. H. C. Johnson for April 17th.

Mr. Pierson presented a petition from the Shinnecock tribe of Indians, protesting against the passage of the bill relative to dividing Indian lands; which was read and referred to the committee on Indian affairs.

Mr. Fish moved that this House do now adjourn until to-morrow morning at 10 o'clock A. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House adjourned.

THURSDAY, APRIL 17, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. Towne, the journal of yesterday was approved without being read.

Mr. Speaker announced the pending question to be the consideration of the bill (No. 1264) entitled "An act to secure prompt payment of wages by corporations."

The question recurring upon the adoption of the following amendments, previously offered by Mr. Rice:

Section 1, line 4, strike out the words "every two weeks" and insert the word "weekly."

Section 2, lines 10 and 11, strike out the words "every two weeks" and insert the word "weekly."

Same section, line 12, strike out the word "fourteen" and insert the word "seven."

Same section, line 17, strike out the word "every two weeks" and insert the word "weekly."

Same section, line 21, strike out the word "every two weeks" and insert the word "weekly."

Mr. Speaker put the question whether the House would agree to said amendments, and it was determined in the affirmative.

Mr. White moved to amend as follows:

Section 2, line 3, after the word "complaint," first occurring, insert the words "but when the number of such complaints exceed 100 the fine shall not exceed the latter amount for each complaint."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Rice, said bill was placed on the order of third reading, and referred to the committee on revision.

By unanimous consent,

Mr. Towne introduced a bill entitled "An act to amend chapter 84 of the Laws of 1886, entitled 'An act to incorporate the city of Jamestown, and the several acts amendatory thereof'" (Int. No. 1150), which was read the first time.

Mr. Towne asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	McTernan	Sawmiller
Acker	Cornell	Harwood	Mitchell	Schaaff
Adams	Courtney	Huson	Monaghan	Selleck
Barton	Crawford	Johnson, A.	Mott	Sheffer
Bennett	Davis	Johnson, I. S.	Nixon	Shields
Blanchfield	Decker	Johnson, R. S.	Nolan	Stevens, J. H.
Blumenthal	de Peyster	Jones	O'Connor, J. J.	Stevens, N.
Boyce	Deyo	Kimball	O'Connor, J. K.	Stewart
Bridges	Dickinson	King	O'Hare	Stranahan
Burns, J. I.	Dinkelspiel	Lane, H. J.	Page	Thompson
Bush, G. H.	Everett	Lane, O. F.	Pealer	Towne
Bush, R. P.	Fish	Larmon	Pearsall	Treadway
Byrne	Fitts	Lewis, B. B.	Peck	Webster
Byrnes	Greene	Lewis, R. J.	Pierson	Weed
Christie	Gretsinger	McBride	Rhodes	White
Cooney	Groat	McKnight	Rice	Willis

Unanimous consent having been granted, said bill was read then the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Monaghan	Selleck
Acker	Davis	Johnson, I. S.	Nixon	Sheehan
Barton	Dempsey	Johnson, R. S.	Nolan	Sheffer

Bennett	de Peyster	Jones	O'Connor, J. J.	Shields
Blanchfield	Deyo	Kill	O'Connor, J. K.	Stevens, J. H.
Boyce	Dickinson	Kimball	O'Hare	Stevens, N.
Bradford	Duffy	Kurth	Page	Stewart
Bridges	Endres	Lane, H. J.	Pealer	Stranahan
Burns, J. I.	Everett	Lane, O. F.	Pearsall	Thompson
Bush, G. H.	Fish	Larmon	Peck	Tompkins
Bush, R. P.	Fitts	Lewis, B. B.	Pierson	Towne
Byrne	Gibbs	Lewis, R. J.	Rhodes	Townsend
Byrnes	Greene	L'Hommedieu	Rice	Van Vranken
Cooney	Groat	Mase	Riley	Webster
Coons	Guibord	McBride	Sage	Weed
Cornell	Harwood	McKnight	Sawmiller	White
Courtney	Hitt	Miller	Schaaff	Willis
Crawford	Huson	Mitchell		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Connelly presented a memorial, being a protest against the passage of Senate bill No. 533, entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," which was read and referred to the committee on affairs of cities.

Mr. Selleck asked unanimous consent that Assembly bill No. 1181, entitled "An act to amend chapter 467 of the Laws of 1871, entitled 'An act to authorize a public cemetery in the town of Williamstown, Oswego county,'" do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Johnson, A.	O'Connor, J. J.	Shields
Acker	Coons	Johnson, I. S.	O'Connor, J. K.	Stevens, J. H.
Adams	Curtis	Johnson, R. S.	Page	Stevens, N.
Andrus	Dempsey	Kimball	Pearsall	Stewart
Bennett	Deyo	Kurth	Peck	Sulzer
Blanchfield	Dickinson	Lane, H. J.	Pierson	Thompson
Boyce	Dinkelspiel	Lane, O. F.	Rhodes	Tompkins
Bradford	Duffy	Lewis, B. B.	Rice	Towne
Burns, J. I.	Fitts	McKnight	Saunders	Townsend
Bush, G. H.	Gardenier	Menninger	Sawmiller	Weed
Bush, R. P.	Guibord	Mitchell	Schaaff	White
Byrne	Hoag	Monaghan	Selleck	Willis
Byrnes	Huson	Mullaney	Sheffer	Wissig
Christie				

Unanimous consent having been granted, said bill was announced for a second reading.

On motion of Mr. Selleck, the same was amended as follows:
Section 2, line 8, after the words "said board and" insert the word "paid."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Huson	McTernan	Selleck
Acker	Davis	Johnson, A.	Miller	Shields
Adams	Dempsey	Johnson, I. S.	Mitchell	Sohmer
Andrus	de Peyster	Johnson, R. S.	Monaghan	Stevens, J. H.
Ballantine	Deyo	Jones	Mott	Stevens, N.
Barton	Dickinson	Kimball	Mullaney	Stevens, W. C.
Bennett	Dinkelspiel	King	O'Connor, J. J.	Stewart
Blumenthal	Duffy	Kurth	Pearsall	Stranahan
Boyce	Fish	Lane, H. J.	Peck	Sulzer
Bradford	Fitts	Lane, O. F.	Pierson	Thompson
Bridges	Gardenier	Larmon	Rhodes	Tompkins
Burns, J. I.	Greene	Le Roy	Rice	Townsend
Byrne	Groat	Lewis, B. B.	Riley	Weed
Byrnes	Guenther	Lewis, R. J.	Sage	White
Christie	Guibord	L'Hommedieu	Sawmiller	Willis
Connelly	Haffner	McKnight	Schaaff	Speaker
Cooney	Harwood			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jones offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1295, entitled "An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over," be recommitted to the committee on electricity, gas and water supply, with power to report at any time, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Kill introduced a bill entitled "An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport'" (Int. No. 1151), which was read the first time.

Mr. Kill asked unanimous consent that said bill do now have its second and third readings.

By direction of the Speaker, the Clerk called the roll.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Johnson, I. S.	Miller	Schaaff
Acker	Courtney	Johnson, R. S.	Mitchell	Selleck
Andrus	Davis	Jones	Monaghan	Sheffer
Ballantine	Dempsey	Kill	Mott	Shields
Barton	de Peyster	Kimball	Mullaney	Sohmer
Bennett	Dickinson	King	O'Connor, J. J.	Stevens, J. H.
Blanchfield	Duffy	Lane, H. J.	O'Connor, J. K.	Stevens, N.
Boyce	Everett	Lane, O. F.	Page	Stewart
Bridges	Fitts	Larmon	Pealer	Stranahan
Burns, J. I.	Gibbs	Le Roy	Pearsall	Sulzer
Bush, G. H.	Groat	Lewis, B. B.	Peck	Thompson
Bush, R. P.	Guenther	Lewis, R. J.	Pierson	Towne
Byrne	Guibord	L'Hommedieu	Rhodes	Townsend
Byrnes	Haffner	Martin	Riley	Weed
Christie	Harwood	Mase	Sage	White
Connelly	Huson	McBride	Sawmiller	Willis
Cooney	Johnson, A.			

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Martin	Schaaff
Acker	Cornell	Guibord	McBride	Sheehan
Adams	Courtney	Harwood	McKnight	Sohmer
Andrus	Crawford	Henderson	Miller	Stevens, J. H.
Ballantine	Curtis	Huson	Mitchell	Stevens, N.
Barton	Davis	Johnson, A.	Monaghan	Stevens, W. C.
Bennett	de Peyster	Johnson, I. S.	Nixon	Stewart
Blanchfield	Deyo	Jones	Nolan	Stranahan
Blumenthal	Dickinson	Kill	O'Connor, J. J.	Sullivan
Boyce	Dinkelspiel	Kimball	O'Connor, J. K.	Sulzer
Bradford	Endres	Lane, H. J.	O'Hare	Tompkins
Bridges	Everett	Lane, O. F.	Pealer	Towne
Bush, G. H.	Fish	Larmon	Pearsall	Townsend
Bush, R. P.	Fitts	Le Roy	Peck	Van Vranken
Byrnes	Gardenier	Lewis, B. B.	Rhodes	Weed
Christie	Greene	Lewis, R. J.	Rice	White
Connelly	Groat	L'Hommedieu	Sawmiller	Willis
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker announced the calendar of the day, being unfinished business, bills on second reading.

The Senate bill (not printed) entitled "An act to validate the recording of the certificate of incorporation of the Temple Israel, of Harlem, in the office of the clerk of the county of New York" (Rec. No. 171) was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading.

Mr. Blumenthal asked unanimous consent that said bill do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Mase	Schaaff
Acker	Coons	Groat	McBride	Sheehan
Adams	Cornell	Harwood	McKnight	Sohmer
Andrus	Crawford	Huson	McTernan	Stein
Ballantine	Currier	Johnson, A.	Mitchell	Stevens, J. H.
Bennett	Davis	Johnson, I. S.	Mullaney	Stevens, N.
Blanchfield	Dempsey	Johnson, R. S.	Nixon	Stewart
Blumenthal	de Peyster	Jones	Nolan	Stranahan
Boyce	Deyo	Kill	O'Connor, J. J.	Thompson
Bradford	Dickinson	Kimball	O'Hare	Tompkins
Bridges	Dinkelspiel	Lane, H. J.	Pealer	Townsend
Burns, J. I.	Endres	Lane, O. F.	Pearsall	Treadway
Bush, R. P.	Everett	Larmon	Rhodes	Van Vranken
Byrnes	Fitts	Le Roy	Rice	Weed
Christie	Gibbs	Lewis, R. J.	Riley	White
Connelly	Greene	L'Hommedieu	Sawmiller	Willis

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Huson	McTernan	Sheffer
Acker	Courtney	Johnson, A.	Menninger	Sohmer
Adams	Crawford	Johnson, I. S.	Mitchell	Stein
Ballantine	Currier	Johnson, R. S.	Monaghan	Stevens, J. H.
Barton	Curtis	Jones	Nixon	Stevens, N.
Bennett	Davis	Kelly	Nolan	Stevens, W. C.
Blanchfield	Dickinson	Kill	O'Connor, J. K.	Stewart
Blumenthal	Dinkelspiel	Kimball	Page	Stranahan
Bradford	Duffy	King	Pealer	Sullivan

Bridges	Endres	Lane, H. J.	Pierson	Thompson
Bush, G. H.	Everett	Lane, O. F.	Rhodes	Tompkins
Bush, R. P.	Greene	Le Roy	Riley	Towne
Byrne	Gretsinger	Lewis, B. B.	Sawmiller	Treadway
Byrnes	Groat	Martin	Schaaff	Weed
Christie	Guenther	Mase	Selleck	White
Connelly	Haffner	McBride	Sheehan	Willis
Coons	Harwood	McKnight		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Mase offered for the consideration of the House a resolution, in the words following:

Resolved, That the time for the final report of the committee on commerce and navigation be extended.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. Sohmer introduced a bill entitled "An act to amend chapter 424 of the Laws of 1879, entitled 'An act to regulate proceedings in the closing and dissolution of savings banks'" (Int. No. 1152), was read the first time and referred to the committee on banks.

The Senate returned the concurrent resolutions recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county.'" (No. 333.)

"An act to close part of the old Bushwick road or avenue in the city of Brooklyn." (No. 891.)

Ordered, That the Clerk deliver said resolutions to the Governor.

Mr. Acker offered for the consideration of the House a resolution, in the words following:

Resolved, That the time for standing committees to report be extended until the 25th day of April.

Mr. Sheehan moved to amend that the time of the committee on the judiciary be extended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

Mr. R. S. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved, That the time for reports of the committee on affairs of villages be extended until April 25th, next.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. King offered for the consideration of the House a resolution, in the words following:

Resolved, That the reports of the committee on excise be extended to April 25th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on insurance be granted until the 25th of April to consider and report bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Andrus offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be granted until the 25th of April to make reports.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Andrus offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be granted until the 25th of April to make reports.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Kimball offered for the consideration of the House, a resolution, in the words following:

Resolved, That the term for reports of the committee on railroads be extended one week.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Adams offered for the consideration of the House a resolution, in the words following:

Resolved, That the time be extended for one week for the committee on electricity, gas and water supply to report.

Mr. O'Hare moved to amend by excepting the telephone bill of Mr. Clarke, which shall be reported to-morrow.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Clarke, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Bennett offered for the consideration of the House a resolution, in the words following:

Resolved, That the time for the reports of the canal committee be extended until April 25th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be granted to the 25th of April to report upon bills in said committee.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gardenier offered for the consideration of the House a resolution, in the words following:

Resolved, That the time for the committee on codes be extended to April 25th to report.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Rhodes offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee on banks be permitted to report on bills to and including April 25th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gibbs offered for the consideration of the House a resolution, in the words following :

Resolved, That the committee on public health be permitted to report on bills till April 25th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 299, entitled "An act in relation to the employment of Julien T. Davies to perform certain services and authorizing the Board of Claims to hear, audit and determine the claims of said J. T. Davies against the State for services and expenses under said employment," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 266, entitled "An act making an appropriation for the purchase of books for use in Senate library and Senate committees on judiciary and finance," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 248, entitled "An act making an appropriation for the compensation of stenographers of the Supreme Court, in the Fifth judicial district," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 263, entitled "An act making an appropriation for the Normal and Training School at Brockport," reported in favor of the passage of the same with the following amendment:

Section 1, line 1, strike out the word "twelve" and insert the word "six."

HAMILTON FISH,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 278, entitled "An act reappropriating money for erecting regimental and battery monuments at Gettysburg, and making appropriations for expenses of the commission in charge of the same, and for the purchase of plots for marking the position of troops engaged, and for

grading grounds," reported in favor of the passage of the same, with the title amended so as to read as follows:

"An act reappropriating money for erecting regimental and battery monuments at Gettysburg, and making appropriations for the expenses of the commission in charge of the same, and for the purchase of plots for marking the position of troops engaged, and for grading grounds, and to terminate the office of the commissioners appointed by chapter 466 of the Laws of 1886."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 270, entitled "An act to provide for appraising the value of lands purchased and buildings erected by the counties, for asylum purposes," reported in favor of the passage of the same with the following amendments:

Section 1, line 11, engrossed bill, after the word "by" strike out the words "be under the direction of the," and insert the words "a commission to consist of the Comptroller, the State Engineer and Surveyor, and the president of the State Board of Charities, who are hereby created a commission for that purpose, and the."

Same section, line 12, strike out the word "who."

Section 2, line 1, strike out the word "two" and insert in lieu thereof the word "three."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill ordered printed as amended, and placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 298, entitled "An act making an appropriation for the State Industrial School," reported in favor of the passage of the same with the following amendments:

Section 1, line 1, strike out the word "thirty-one" and insert the word "eighteen."

Same section, lines 9 and 10, strike out the words "and north building."

Same section, line 9, strike out the word "eight" and insert the word "three."

Same section, same line, strike out the word "a" and insert the words "fire escape for," strike out the word "ten" and insert the word "two."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 296, enti-

tled "An act making a reappropriation for the new asylum for the insane criminals at Matteawan," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 251, entitled "An act to provide for the erection of a State armory in the city of Utica, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 207, entitled "An act further to amend chapter 653 of the Laws of 1886, entitled 'An act to revise and amend chapter 379 of the Laws of 1879, entitled An act prescribing the officers and employes that may be elected, appointed or employed by the Senate and Assembly, fixing the salary and compensation thereof and regulating the proceedings of investigating committees, and providing for the payment of the expenses thereof,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 104, entitled "An act further to amend chapter 653 of the Laws of 1886, entitled 'An act to revise and amend chapter 379 of the Laws of 1879, entitled An act prescribing the officers and employes that may be elected, appointed or employed by Senate and Assembly, fixing the salary and compensation thereof, and regulating the proceedings of investigating committees, and providing for the payment of the expenses thereof, as amended by chapter 96 of the Laws of 1889,'" reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Emerson, Int. No. 306, entitled "An act for the improvement of navigation in the Big Chazy river, in the town of Champlain, in the county of Clinton, and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Duffy, Int. No. 140, entitled "An act to amend chapter 409 of the Laws of 1886, as amended by chapter 462 of the Laws of 1887, and chapter 560 of the Laws of 1889, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Gibbs, Int. No. 160, entitled "An act to amend chapter 409 of the Laws of 1886, as amended by chapter 462 of the Laws of 1887, and as amended by chapter 560 of the Laws of 1889, entitled 'An act to regulate the employment of women

and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same." reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Gillice, Int. No. 959, entitled "An act making an appropriation for the purpose of erecting retaining walls and completing the approaches to the Ship street bridge in the city of Cohoes," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, reported a bill entitled "An act making an appropriation for the payment of the costs and expenses of the contest for the seat of Michael C. Gillice, in the Assembly of 1890." (Int. No. 1153.)

Mr. Fish asked unanimous consent that said bill do now have its second and third reading.

There being no objection, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	McKnight	Schaaff
Acker	Crawford	Huson	McTernan	Selleck
Adams	Currier	Johnson, A.	Menninger	Sheehan
Andrus	Curtis	Johnson, I. S.	Miller	Sheffer
Barton	Davis	Johnson, R. S.	Monaghan	Shields
Bennett	Dempsey	Jones	Nixon	Stevens, W. C.
Blanchfield	de Peyster	Kerrigan	O'Connor, J. J.	Stewart
Blumenthal	Deyo	Kill	O'Connor, J. K.	Stranahan
Boyce	Dinkelspiel	Kimball	O'Hare	Sullivan
Bradford	Duffy	Lane, O. F.	Pealer	Thompson
Brady	Endres	Larmon	Pearsall	Tompkins
Bridges	Fish	Le Roy	Peck	Towne
Burns, J. I.	Fitts	Lewis, B. B.	Pierson	Townsend
Bush, G. H.	Gibbs	Lewis, R. J.	Rhodes	Treadway
Bush, R. P.	Gretsinger	L'Hommedieu	Rice	Webster
Byrne	Groat	Martin	Riley	White
Byrnes	Guibord	Mase	Sage	Wissig
Connelly	Harwood	McBride	Sawmiller	Speaker
Cornell	Henderson			

For the negative,

Haffner

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish, from the committee on ways and means, to which was

referred the bill introduced by Mr. de Peyster, Int. No. 85, entitled "An act relating to the construction, maintenance and repair of the highways and roads in the State of New York," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Dempsey, Int. No. 208, entitled "An act for the purpose of securing an efficient and thorough inspection of the metalliferous and other mines within the State of New York, and to provide for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and to provide for the appointment of a mining inspector, and to prescribe his duties and powers," reported adversely thereto.

Mr. Dempsey moved to disagree with said report, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said adverse report was then agreed to, and the bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Dempsey, Int. No. 92, entitled "An act to establish a normal and training school in the town of Whites town, in the county of Oneida, and to make an appropriation therefor," reported adversely thereto.

Mr. Dempsey moved to disagree with said report, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said adverse report was then agreed to, and the bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Henderson, Int. No. 266, entitled "An act to establish a normal and training school with an academic department at Fairfield, in the county of Herkimer, and to make an appropriation for the same," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 94, entitled "An act to establish a normal and training school at the village of Jamaica, in the county of Queens," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Van Vranken, Int. No. 1058, entitled "An act to provide for the publication of the session laws from 1802 to 1813, inclusive," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Webster, Int. No. 36, entitled "An act to provide for an enumeration of the inhabitants of this State," reported adversely thereto (Messrs. Sheehan, R. P. Bush, Kerrigan and G. H. Bush, dissenting).

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Rhodes, Int. No. 194, entitled "An act to establish a State board of highway commissioners, and to provide for the uniform improvement of the public highways," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Stewart, Int. No. 395, entitled "An act to provide for the erection of a State armory in the city of Amsterdam, and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Barton, Int. No. 71, entitled "An act to provide for the erection of a State armory at the village of Glens Falls, in the county of Warren, and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Hitt, Int. No. 272, entitled "An act to provide for the enlargement and completion of the armory in the city of Albany, and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Peck, Int. No. 11, entitled "An act to provide for the erection of a State armory in the village of Cortland, county of Cortland, and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Harwood, Int. No. 338, entitled "An act to provide for the erection of a State armory at Niagara Falls, N. Y., and making an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Peck, Int. No. 581, entitled "An act making appropriations for additions to changes in, and repairs upon, the State normal school buildings at Cortland, and for furniture for said buildings," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Boyce, Int. No. 551, entitled "An act making an additional appropriation for the erection of an armory in the village of Saratoga Springs, the improvement of the site and the payment for extra work which has become necessary since the erection of said armory was commenced," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Riley, Int. No. 898, entitled "An act to authorize the construction of a State dam of stone masonry, extending across the Hudson river from the city of Troy to the village of Green Island, and making an appropriation therefor," reported adversely thereto.

Mr. Riley moved to disagree with said report, and that said bill be laid upon the table, "conditionally, not to be moved."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. de Peyster, Int. No. 224, entitled "An act to reappropriate money for the erection of a State armory in the city of Poughkeepsie, as provided in chapter 143 of the Laws of 1888, and to make an additional appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Rhodes, Int. No. 42, entitled "An act to establish a normal and training school, with an academic department, at the village of White Plains, in the county of Westchester, and to make an appropriation therefor," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Dempsey, Int. No. 1097, entitled "An act to reimburse the town of Augusta, in the county of Oneida, for the expenses incurred and to be incurred by said town, by reason of the abandonment of the Chenango canal by the State," reported adversely thereto.

Mr. Dempsey moved to disagree with said report, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said adverse report was then agreed to, and the bill rejected.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. Pierson, Int. No. 890, entitled "An act to reappropriate certain unexpended balances of appropriations heretofore made for the opening of the channel or canal between the waters of Shinnecock bay and Peconic bay, in the county of Suffolk," reported the same for the consideration of the House, with the following amendments:

Section 1, line 9, after the word "expended" insert the words for the completion of said channel or canal upon plans and specifications to be prepared by the State Engineer and Surveyor."

Same section, lines 10 and 11, strike out the words "as in said act provided."

Same section, line 11, after the word "provided" add the words "and the State Engineer and Surveyor."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Andrus, Int. No. 1091, entitled "An act to amend section 10 of chapter 117 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was

referred the bill introduced by Mr. Guenther, Int. No. 1142, entitled "An act to incorporate the River Bridge Company," reported the same for the consideration of the House, which report was agreed to.

Mr. Whipple moved to recommit said bill to the committee on general laws, retaining its place on the order of second reading.

Mr. Dempsey moved to strike out the words "retaining its place on the order of second reading."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Dempsey, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Whipple, and it was determined in the affirmative.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 204, entitled "An act supplemental to chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes, and the amendments made thereto,'" reported the same for the consideration of the House, which report was agreed to.

On motion of Mr. Whipple, said bill was recommitted to the committee on general laws, retaining its place on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the bill introduced by Mr. Stewart, Int. No. 484, entitled "An act authorizing the construction of an iron bridge over the Erie canal at Bridge street, in the city of Amsterdam, and making an appropriation therefor," reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the bill introduced by Mr. R. S. Johnson, Int. No. 380, entitled "An act to provide for the clearing of the flow ground covered by the reservoir on the Black river, above Forestport, in Oneida county, and making an appropriation therefor," reported in favor of the passage of the same (Mr. Bennett dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 277, entitled "An act to improve the sanitary condition of the abandoned old Erie canal in the city of Rome, N. Y., and to improve a suitable outlet and free passage for the waters that flow therein," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 247, entitled "An act to amend chapter 321 of the Laws of 1889, entitled 'An act to provide for the construction of an iron bridge over the Tonawanda creek and Erie canal, connecting main street, in the village of North Tonawanda, in the county of Niagara, with Delaware street, in the village of Tonawanda, in the county of Erie, and making an appropriation therefor,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 1112, entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in counties of the State,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Dinkelspiel, Int. No. 1116, entitled "An act relative to consents to street railway companies," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball moved to recommit said bill to the committee on railroads, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Rhodes, from the committee on banks, to which was referred the bill introduced by Mr. Rhodes, Int. No. 37, entitled "An act relating to the supervision of mortgage companies organized under the laws of another State," reported in favor of the passage of the same with the following amendments:

Section 3, line 5, at the end thereof insert the words "three hundred dollars and in addition thereto."

Same section, line 6, strike out the word "quarter" and insert the word "eighth," and after the word "of" insert the words "the amount of."

Same section, line 7, after the word "capital" insert the words "in excess of \$240,000," and insert a comma after the word "dollars;" also strike out the letter "d" in the word "issued."

Same section, line 10, after the word "thereof" insert a period, and strike out the rest of the section.

BRADFORD RHODES,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of third reading.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Jones, Int. No. 956, entitled "An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over," reported in favor of the passage of the same, with the following amendment:

Amend section 3 by adding at the end thereof the words "nor to repeal or affect the provisions of an act entitled 'An act to regulate the price of gas in suburban districts of cities in the State, passed June 15, 1887.'"

JOHN C. ADAMS,

Acting Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Gillice, Int. No. 550, entitled "An act to amend chapter 52 of the Laws of 1879, entitled

'An act to amend, consolidate and revise the several acts relative to the incorporation of the village of West Troy,' reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Ballantine, Int. No. 1074, entitled "An act to provide for the annexation of a portion of the town of Delhi, in the county of Delaware, to the village of Delhi," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Mott, Int. No. 1131, entitled "An act to amend chapter 81 of the Laws of 1886, entitled 'An act to amend chapter 335 of the Laws of 1869, entitled An act to provide a charter for the village of Oneida, and to revise and consolidate the several acts in relation to said village,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. I. S. Johnson, Int. No. 369, entitled "An act to amend chapter 83 of the Laws of 1860, entitled 'An act to consolidate and amend the several acts relating to the village of Warsaw, and to enlarge the powers of the corporation of said village' as amended by chapter 194 of the Laws of 1872, relating to the boundaries of said village," reported in favor of the passage of the same, with the following amendments:

Section 1, line 8, after the word "beginning" strike out the word "at" and insert the word "in."

Same section, strike out all of line 9 and all the following lines down to and including line 19, and insert the following: "The east line of farm lot No. 43, in the ninth township and first range of the Holland Land Company's land (so called), twenty-three chains and forty links south of the northeast corner of said lot No. 43, running thence west forty-three chains; thence north, parallel with the east line of farm lots Nos. 43, 44, 45 and 46, to the north line of No. 46; thence east, along the north line of farm lots 46, 38 and 30, 133 chains; thence south, parallel with the west line of farm lots Nos. 30, 29 and 28, to the south line of said lot 28; thence still south twenty-three chains and forty links; thence west ninety chains to the place of beginning, shall constitute the village of Warsaw and the boundaries thereof."

R. S. JOHNSON,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Huson, Int. No. 1046, entitled "An act to amend chapter 119 of the Laws of 1889, entitled 'An act to amend, revise and consolidate the Laws in relation to the village of Penn Yan, in the county of Yates,'" reported in favor of the passage of the same with the following amendments:

Section 1, line 26, strike out from and including the word "eight,"

down to and including the word "twenty-nine," in line 29, and insert the word "thirty-eight."

Same section, line 29, after the word "and" strike out the word "ninety-five" and insert the word "eighty-five."

Same section, line 30, after the word "twenty" strike out the word "one" and insert the word "six."

Same section, line 40, strike out from and including the word "thence" down to and including the word "west," in line 52.

Section 2, line 17, after the word "thence" strike out the word "easterly" and insert the word "westerly."

Same section, lines 19 and 20, after the word "line" strike out the words "to the corporation line, and thence northerly and westerly on the corporation line."

Section 4, line 5, strike out the words "paved, repaired, macadamized."

R. S. JOHNSON,
Chairman.

Which report was agreed to.

Mr. Huson asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 75}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Martin	Riley
Acker	Cornell	Guibord	McKnight	Sage
Adams	Courtney	Haffner	McTernan	Saunders
Andrus	Crawford	Harwood	Menninger	Sawmiller
Barton	Currier	Huson	Miller	Schaaff
Bennett	Curtis	Johnson, A.	Monaghan	Sheffer
Blanchfield	Davis	Johnson, I. S.	Mott	Stevens, J. H.
Blumenthal	de Peyster	Jones	Nixon	Stevens, N.
Boyce	Deyo	Kill	Nolan	Stevens, W. C.
Brady	Dinkelspiel	Kimball	O'Connor, J. J.	Stranahan
Bush, G. H.	Duffy	Lane, H. J.	O'Connor, J. K.	Thompson
Bush, R. P.	Endres	Lane, O. F.	Pealer	Tompkins
Byrnes	Everett	Larmon	Pearsall	Towne
Connolly	Fitts	Lewis, B. B.	Peck	Weed
Cooney	Groat	Lewis, R. J.	Rhodes	Willis

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Martin	Saunders
Acker	Cornell	Guibord	Mase	Schaaff
Adams	Crawford	Haffner	McBride	Selleck

Andrus	Curtis	Harwood	McKnight	Sheffer
Barton	Davis	Henderson	Monaghan	Shields
Bennett	de Peyster	Hoag	Mott	Stevens, J. H.
Blanchfield	Deyo	Huson	Mullaney	Stevens, N.
Blumenthal	Dickinson	Johnson, A.	Nixon	Stevens, W. C.
Boyce	Dinkelspiel	Johnson, R. S.	Nolan	Stewart
Bradford	Duffy	Jones	O'Connor, J. J.	Thompson
Brady	Endres	Kill	O'Connor, J. K.	Tompkins
Bridges	Everett	Kimball	Page	Towne
Burns, J. I.	Fish	Lane, H. J.	Pealer	Webster
Bush, G. H.	Fitts	Lane, O. F.	Pearsall	Weed
Byrnes	Greene	Larmon	Pierson	White
Christ	Gretsinger	Lewis, B. B.	Rhodes	Willis
Connelly	Groat	L'Hommedieu	Riley	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. R. S. Johnson asked unanimous consent that Assembly bill Int. No. 380, entitled "An act to provide for the cleaning of the flow-ground covered by the reservoirs on the Black river above Forestport, in Oneida county, and making an appropriation therefor," be placed on the order of third reading.

Objected to by Mr. R. J. Lewis.

Mr. Mott asked unanimous consent that Assembly bill No. 1412, entitled "An act to amend chapter 81 of the Laws of 1886, entitled 'An act to amend chapter 335 of the Laws of 1869, entitled An act to provide a charter for the village of Oneida, and to revise and consolidate the several acts in relation to said village,'" do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Henderson	Mott	Selleck
Adams	Currier	Huson	Mullaney	Sheehan
Andrus	Curtis	Johnson, A.	Nixon	Shields
Barton	Davis	Jones	Nolan	Stevens, J. H.
Bennett	de Peyster	Kerrigan	O'Connor, J. J.	Stevens, N.
Blanchfield	Dinkelspiel	Kill	O'Connor, J. K.	Stevens, W. C.
Boyce	Duffy	Lane, H. J.	Pearsall	Stewart
Brady	Endres	Lane, O. F.	Peck	Sullivan
Bridges	Everett	Larmon	Pierson	Sulzer
Burns, J. I.	Fish	Lewis, B. B.	Rhodes	Thompson
Bush, G. H.	Fitts	Lewis, R. J.	Riley	Tompkins
Byrne	Groat	Mase	Sage	Towne
Byrnes	Guenther	McBride	Saunders	Van Vranken
Connelly	Guibord	McKnight	Sawmiller	Webster
Cooney	Haffner	Miller	Schaaft	Whipple
Cornell	Harwood			

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Mitchell	Schaaff
Andrus	Courtney	Johnson, A.	Monaghan	Selleck
Barton	Crawford	Johnson, I. S.	Mott	Sheffer
Bennett	Curtis	Johnson, R.S.	Mullaney	Shields
Blanchfield	Davis	Jones	Nixon	Stevens, J. H.
Blumenthal	de Peyster	Kill	O'Connor, J.J.	Stevens, N.
Boyce	Dickinson	Lane, H. J.	O'Connor, J.K.	Stevens, W. C.
Bradford	Dinkelspiel	Lane, O. F.	Page	Stewart
Brady	Endres	Larmon	Pearsall	Sullivan
Bridges	Everett	Lewis, B. B.	Peck	Thompson
Burns, J. I.	Fish	Lewis, R. J.	Pierson	Tompkins
Byrne	Fitts	Martin	Rhodes	Towne
Byrnes	Groat	Mase	Riley	Van Vranken
Connelly	Guibord	McBride	Sage	Webster
Cooney	Henderson	McKnight	Saunders	Whipple
Coons	Hoag	McTernan	Sawmiller	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Van Gorder, Int. No. 288, entitled "An act to amend chapter 518 of the Laws of 1889, entitled 'An act to revise the charter of the village of Mount Morris,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Emerson, Int. No. 283, entitled "An act to authorize the board of trustees of the village of Glens Falls to lay and construct a new water pipe or main for the purpose of supplying said village with pure and wholesome water, and to provide for the issuing of bonds for such purpose, and for the payment thereof," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Van Gorder, Int. No. 249, entitled "An act to amend chapter 237 of the Laws of 1872, entitled 'An act revising, amending and consolidating the charter of the several acts relating to the village of Geneseo, in the county of Livingston, modifying the powers of the corporation and the duties of its officers,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 198, entitled "An act to repeal chapter 84 of the Laws of 1873, entitled 'An act in relation to the village of Brockport,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Barton, from the committee on Soldiers' Home, made a report pursuant to a resolution of the Assembly of January 27th; which was laid upon the table and ordered printed.

(See Doc. No. 89.)

Mr. de Peyster, from the committee on State prisons, to which was referred the bill introduced by Mr. Stewart, Int. No. 1100, entitled "An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons, and for other purposes connected therewith,' by adding an additional section thereto, to be known as section 116," reported in favor of the passage of the same, with the following amendment:

Section 1, line 14, after the word "copy" insert the words "if in writing and if not in substance."

J. L. DE PEYSTER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. de Peyster, from the committee on State prisons, to which was referred the bill introduced by Mr. Speaker, Int. No. 998, entitled "An act to provide for the purchase of land in the county of Ulster, for the site of a new State prison, and for the sale of the State prison at Sing Sing, and making appropriations therefor," reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. de Peyster, from the committee on State prisons, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 285, entitled "An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rhodes, from the committee on banks, to which was referred the Senate bill, introduced by Mr. Jacobs, Int. No. 172, entitled "An act to amend chapter 546 of the Laws of 1887, entitled 'An act to provide for the organization of trust companies for their supervision and for the administration of their affairs,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 214, entitled "An act to amend chapter 79 of the Laws of 1801, as re-enacted by chapter 60 of the revised law enacted in 1813, and commonly known as chapter 60 of the Laws of 1813-entitled 'An act to provide for the incorporation of religious socie,

ties," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 239, entitled "An act to enable the Ladies Depository, a charitable corporation, to terminate its existence and to distribute its surplus funds," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Larmon, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. I. S. Johnson, Int. No. 910, entitled "An act to amend chapter 315 of the Laws of 1878, entitled 'An act to secure the payment of laborers, mechanics, merchants, traders and persons furnishing materials toward the performing of any public works in the cities of the State of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Larmon, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. W. C. Stevens, Int. No. 625, entitled "An act to prevent deception in the sale of skim-milk cheese," reported the same for the consideration of the House, with the following amendment:

Section 1, line 3, after the word "such" insert the words "together with the State wherein they are made."

C. W. LARMON,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. R. J. Lewis, from the committee on military affairs, to which was referred the bill introduced by Mr. Sohmer, Int. No. 1053, entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'The Military Code,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. J. Lewis, from the committee on military affairs, to which was referred the Senate bill introduced by Mr. Stadler, Int. No. 205, entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, entitled The Military Code,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. J. Lewis moved that the following entitled Assembly bills be recommitted to the committee on codes, retaining their place on the calendar:

"An act to amend section 1561 of the Code of Civil Procedure."
(No. 1408.)

"An act to amend section 3256 of the Code of Civil Procedure."
(No. 1409.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 284, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of James G. Johnson," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 293, entitled "An act further to amend chapter 427 of the Laws of 1855, entitled 'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

The Senate bill (No. 359) entitled "An act for the relief of John Baldwin Hands" (Rec. No. 161), was read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1266) entitled "An act to amend chapter 13 of the Laws of 1886, entitled 'An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board,'" was read the second time.

On motion of Mr. Henderson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1417) entitled "An act to amend chapter 466 of the Laws of 1889, entitled 'An act to amend title 17 of chapter 20 of part 1 of the Revised Statutes, entitled Of dogs,'" having been announced for a second reading,

Mr. Van Vranken moved to amend the same as follows:

Section 1, line 6, strike out the word "and" after the word "Queens" and insert after the word "Chautauqua" the words "and Schenectady."

Same section, line 15, after the word "Schoharie" insert the words "and Schenectady."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Bridges moved to amend as follows:

Section 1, line 6, strike out the word "and," after the word "Queens," and add after the word "Chautauqua" the words "and the county of Otsego."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. N. Stevens moved to amend as follows:

Section 1, line 6, add the county of "Tompkins" after the word "Chautauqua."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. R. P. Bush moved to add the counties of Chenango and Allegany.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Peck moved to amend by exempting Cortland county.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Nixon moved to amend by adding after the word "Schoharie," line 15, the counties "Chenango, Oneida, Genesee, Queens and Chautauqua."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Crawford moved to amend by excepting the county of Lewis.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Coons moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1418) entitled "An act to amend chapter 146 of the Laws of 1872, entitled 'An act to authorize corporations to hold and convey real estate for business purposes in other States, with the consent thereof,'" having been announced for a second reading,

Mr. Deyo moved to recommit said bill to the committee on general laws, with instruction to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1394) entitled "An act to amend section 4 and repeal section 5 of title 1 of chapter 13 of part 1 of the Revised Statutes, relative to exemptions from taxation," having been announced for a second reading,

On motion of Mr. Blumenthal, said bill was laid upon the table.

The bill (No. 1403) entitled "An act to authorize the Watervliet Turnpike and Railroad Company to operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy," was read the second time.

On motion of Mr. Hitt, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1267) entitled "An act to amend chapter 299, of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code,'" was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Sheehan in the chair.

The bill (No. 1268) entitled "An act to provide for organizing a veteran reserve corps in the reserve militia from among those exempted by reason of military service from ordinary duty," having been announced for a second reading,

Mr. R. P. Bush moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. de Peyster, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1046) entitled "An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor on the

street surface and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over," was read the second time.

On motion of Mr. Kurth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1196) entitled "An act to amend chapter 475 of the Laws of 1889, entitled 'An act further to amend chapter 26 of the Laws of 1885, entitled An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,'" was read the second time.

On motion of Mr. White, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1290) entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy, passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy,' and the acts amendatory of said chapter 598, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy, and to the inferior local courts therein," having been announced for a second reading,

On motion of Mr. Riley, and by unanimous consent, the same was amended as follows:

Page 1, line 2, strike out the letter "s" in the word "corporations."

Page 5, line 24, change the word "improvement" to "improvements."

Page 10, line 93, strike out the word "collectible," and insert the word "collected."

Page 15, line 45, after the word "stationery," insert the words "law books."

Same page, line 48, after the word "office," insert the words "or in the performance of any legal business on behalf of said city."

Page 19, line 6, strike out the words "and unpaved."

Same page, line 13, strike out all the words in italics beginning with the word "The" down to and including the word "provided," in line 21.

Same page, line 29, after the word "city," insert the following sentence: "The common council may provide for the purchase, through the contracting board, of street sweeping machines, road-rollers, scrapers and stone-crushing machines to be used in sweeping, cleaning, improving and maintaining the public streets and highways. The said board may let such machines to contractors in such manner and upon such terms as said board shall deem best."

Page 20, line 34, change the word "council" to "counsel."

Page 24, section 15, line 2, after the word "them," insert the words "or in said court."

Page 25, line 5, after the word "court," insert the words "or before them."

Page 26, section 19, line 5, insert the word "and" before the word "an."

Same page, section 20, line 13, change the word "meeting" to "meetings."

Page 30, lines 25 and 29, strike out the word "quarterly," and insert the word "monthly."

Page 36, line 31, after the word "towards," insert the words "and in addition to."

Page 41, line 33, strike out the word "quarterly," and insert the word "monthly."

Page 43, section 51, line 3, strike out the word "quarterly," and insert the word "monthly."

Page 44, section 57, line 1, change the word "inspector" to "inspectors."

Page 47, line 49, after the word "mapped," insert the words "where necessary."

Same page, line 51, strike out the words "and any" at the end of the line, and insert the word "maps."

Page 48, line 93, after the word "commissioners," insert the following: "In order to better carry out the provisions of this section, the said commissioners and their employes are hereby authorized to pass over private lands in said city, and the territory thereto adjoining, without being liable to a charge for trespass."

Page 49, line 100, after the word "taken," strike out the word "are," and insert the word "or."

Same page, same line, after the word "conveyed," strike out the word "or," and insert the word "are."

Same page, line 110, after the word "part," insert the following: "The said common council may, by a vote of two-thirds of all the members of that body, order a sewer to be constructed or a street to be paved, in the expense of which the city at large is to share as hereinafter provided, other than those recommended by the said commissioners."

Same page, line 119, after the words "pursuant to," strike out the words "existing laws," and insert the words "this act."

Same page, line 121, after the word "in," strike out the words "the charter of said city," and insert the words "this act."

Page 50, line 138, strike out the word "said."

Same page, before title 3, insert the following section:

"§ 61. Nothing contained in the next preceding section shall be held to restrict or prohibit the common council of said city from ordering any street to be paved, in the expense of which the city at large is to share as required by this act, provided a public sewer is now built in such street. If the common council shall order any such street to be paved, it shall be the duty of the contracting board to cause lateral connections to be made from such sewer to the inside of the curb line fronting each lot or tract of land along the street proposed to be paved, before such pavement shall be laid; and the entire expenses of such lateral connections shall be assessed, and be a lien upon the property immediately benefited, as provided in this act, and shall be collected as provided in this act."

Page 51, line 7, before the word "no," insert the word "Hereafter."

Same page, lines 2 and 3, strike out the words in italics beginning with the word "or," down to and including the word "official."

Page 60, section 1, line 12, strike out the words in italics beginning with the word "after," down to and including the word "commission."

Page 61, section 1, line 13, strike out the words in italics beginning with the word "after," down to and including the word "commission."

Same page, line 25, after the word "drainage," insert the words "by means of access direct to the Hudson river or."

Page 62, line 44, strike out the words in italics beginning with the word "after," down to and including the word "commission."

Same page, line 45, strike out the words "three feet," and insert the words "fifteen inches."

Same page, line 50, after the word "act," strike out the period and insert a semi-colon; and add the following: "But whenever the common council shall order any sewer to be constructed in any public street in said city such sewer must be built in conformity with the plans for the same as to location, size, course, grade, depth and materials which have been established and adopted by the public improvements commission."

Same page, line 63, after the word "for," insert the words "in the expenses of which the city is to share."

Same page, line 69, strike out the words in italics beginning with the word "But," down to and including the word "commission."

Page 63, lines 70 and 71, strike out the words in italics beginning with the word "But," down to and including the word "commission."

Page 65, line 134, after the words "aggregate in," insert the word "and."

Same page, line 151, after the word "act," strike out the period and insert a semi-colon, and then add the following words "It shall also be the duty of the water commissioners in said city, before any such pavement shall be laid, or before any pavement shall be laid in any street, avenue or highway where a public sewer shall hereafter be built, forthwith to lay lateral pipe or pipes of proper size from the public water mains in said street, avenue or highway to the inside of the curb line fronting each lot or tract of land along the line of the same where such laterals are not already laid and the entire expense of which they shall be respectively laid and shall be added to the water rents charged and assessed by the water commissioners, pursuant to existing laws, and shall be enforced and collected in the same manner as the water rents are enforced and collected in said city."

Page 69, line 42, strike out the word "as," and insert the word "any."

Page 73, section 17, line 5, strike out the word "Seventh," and insert the word "Sixth."

Same page, section 19, lines 1 and 2, change the word "improvement" to "improvements."

Page 75, line 10, strike out the word "or," and insert the word "of."

Pages 84 and 85, strike out section 18, and substitute therefor the following:

"§ 18. If the common council shall order or direct by resolution of that body, the widening of Jacob and North Third streets (last-named now Sixth avenue), where said streets intersect in said city at and near the northwesterly corner of said streets, the expense of such improvement shall be levied upon all the taxable property within said city as directed by chapter 480 of the Laws of 1885, and shall be paid by the city at large. If the said common council shall also order or direct the opening and continuation of Peoples avenue in said city from Ninth street to Eighth street, or the opening and extension of North Second street (now Fifth avenue) in said city to North street, one-half

of the expense of each of said last-named improvements shall be assessed upon and paid by the city at large, and the other half shall be assessed upon and paid by the property benefited thereby as provided in this act. Proceedings for the improvements named in this section may be instituted by resolutions of the common council adopted for that purpose. To meet the costs and expenses which the said city may be under in the making of said improvements, or either of them, the said city of Troy shall issue its bonds for the amount of such costs and expenses to be signed by the mayor and chamberlain, and countersigned by the comptroller of said city, to be payable at such time or times as the said officers shall determine, but not more than twelve years from date of issue, to bear a rate of interest not exceeding four per centum per annum, and not to be sold at less than par. Said bonds shall be issued to the persons or corporations who may loan and advance the amount of said costs and expenses to the city of Troy. The interest on said bonds and the principal thereof when due shall be raised by taxation in the city of Troy the same as other expenses of maintaining the city government, and shall be paid to the owners of said bonds."

Page 85, after section 18, insert a new section to read as follows:

"§ 19. The said city shall be authorized to acquire and hold by gift, grant, purchase or through condemnation proceedings the title to land or the right of passage through private lands for the purpose of constructing, maintaining, repairing and cleaning public sewers through such lands; the cost and expenses, if any, of acquiring such title or right of passage shall be assessed and be a lien upon the property benefited thereby and shall be apportioned, levied and assessed as is provided in this act with reference to the cost and expenses of other public improvements in said city. In case it becomes necessary to acquire such title or right of passage through condemnation proceedings the same may be instituted by the common council of said city either upon its own motion or upon the recommendation of the public improvements commission, and such proceedings shall be conducted in all respects as provided in this act with reference to proceedings for opening public streets in said city."

Same page, section 19, line 1, strike out the word "nineteen," and insert the word "twenty."

Page 87, line 13, after the word "personal," strike out the words "or real."

Same page, line 14, after the word "property," insert the words "or whose real property has not been previously assessed."

Same page, line 19, after the word "law," insert a semi-colon, and add the words "such notice may be deposited in the post-office in Troy addressed to such person at his last known place of residence; failure to receive such notice shall not invalidate any such assessment."

Page 92, line 21, after the word "centum," strike out the word "fees."

Page 95, line 19, change the word "certificate" to "certificates."

Page 99, section 23, line 7, after the word "the," insert the words "mayor and."

Page 108, line 2, after the word "thereof," insert the words "except as otherwise provided in title 5 of this act."

Page 110, line 12, after the word "law," insert the following: "No member of the common council or of any commission, committee or board under or forming a part of the city government shall be eligible to be appointed or elected to, or to hold any office or position of emolument or trust in the gift of, or to accept any employment or contract under the common council, commission, committee or board of which he is or may be a member by virtue of any vote, act, contract or employment of the common council, or of any such commission, committee or board whereof such person is or may be a member and any and all such acts, votes and resolutions, orders, contracts and employments of said common council or of any such commission, committee or board assuming to elect or appoint any member thereof to any such office or position of emolument or trust or to give him any employment or to make with him any contract shall be absolutely null and void, without action upon the part of any court or other tribunal or authority to have the same declared null and void. But this provision shall not be construed so as to restrain the common council or any such commission, committee or board from appointing or electing presiding officers, committees or subcommittees from their own members, nor from choosing or appointing clerks or secretaries from their own members in cases where no compensation can be afforded by law for the performance of the duties of such clerk or secretary, nor to restrain or prohibit any member of the said common council or of any such commission, committee or board from acting in any board or in any capacity of or in which he may, by existing laws be required to act or be a member of by virtue of his office."

Page 113, line 8, strike out the letter "s" in the word "improvements."

Page 114, line 6, before the word "incurred," insert the words "done or."

Said bill, as amended, was then read the second time.

On motion of Mr. Riley, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved, That the following entitled Assembly bills be recommended to the committee on taxation and retrenchment, retaining their place on the order of second reading.

"An act to provide for the just and equitable assessment and taxation of property." (No. 1291.)

"An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt.'" (No. 1391.)

Mr. Fish raised the point of order that said resolution was not in order at this time.

Mr. Speaker decided the point of order well taken.

The bill (No. 1270) entitled "An act to amend sections 165 and 168 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read the second time.

On motion of Mr. Hoag, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 409) entitled "An act to amend an act entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' passed June 4, 1888, in relation to the salary of the health commissioner" (Rec. No. 274), was read the second time.

On motion of Mr. J. J. O'Connor, said bill was placed on the order of third reading.

The bill (No. 1271) entitled "An act to amend an act entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn,' passed June 5, 1889," was read the second time.

On motion of Mr. Sheehan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1174) entitled "An act to improve portions of Grand avenue and Main street in Long Island City," was read the second time.

On motion of Mr. King, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1050) entitled "An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police for the city of Yonkers,'" was read the second time.

On motion of Mr. J. I. Burns, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1200) entitled "An act to amend chapter 131 of the Laws of 1885, entitled 'An act to incorporate the city of Amsterdam,' and the acts amendatory thereof, with relation to official newspapers," was read the second time.

On motion of Mr. Stewart, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 954) entitled "An act to legalize and confirm the action of the late engineer of the city of Buffalo, in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expenses of said work," having been announced for a second reading,

On motion of Mr. Andrus, the same was laid upon the table.

The bill (No. 1162) entitled "An act to amend chapter 373 of the Laws of 1889, entitled 'An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' with reference to the fire marshal," having been announced for a second reading,

On motion of Mr. J. J. O'Connor, the same was amended as follows:

Section 1, line 9, strike out the words "during the pleasure of said commissioner and."

Said bill, as amended, was then read the second time.

On motion of Mr. J. J. O'Connor, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1272) entitled "An act to amend section 1 of title 10 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relative to the department of assessment," was read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Andrus called from the table the bill (No. 954) entitled "An act to legalize and confirm the action of the late engineer of the city of Buffalo, in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expense of said work."

Said bill was then announced for a second reading.

Mr. Endres moved to amend by striking out "§ 3" and changing "§ 3" to "§ 2."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Husted in the chair.

The bill (No. 1183) entitled "An act to regulate the sale of skimmed milk," having been announced for a second reading,

On motion of Mr. Fish, the same was amended as follows:

Section 1, line 1, after the word "sale" insert the words "in cities of upwards of 50,000 inhabitants."

Amend the title so as to read:

"An act to regulate the sale of skimmed milk in cities of upwards of 50,000 inhabitants."

Said bill, as amended, was then read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1277) entitled "An act to amend chapter 570 of the Laws of 1889, entitled 'An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations,'" having been announced for a second reading,

On motion of Mr. R. P. Bush, the same was amended as follows:

Line 9, after the word "purchase" insert the words "seven hundred and fifty."

Line 10, change the word "Plaisted" to "Phisterer."

Line 14, after the word "remainder," add the words "to be for his official use and exchange," and strike out the words "for exchange with other States."

Said bill, as amended, was then read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1247) entitled "An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of

1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor,' was read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1052) entitled "An act making an appropriation for excavating a basement or cellar under the State armory at Schenectady, N. Y., and for the repair and betterment of said armory," was read the second time.

On motion of Mr. Van Vranken, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No 1172) entitled "An act for the improvement of the south branch of the Saranac river, and making an appropriation therefor," having been announced for a second reading,

Mr. G. H. Bush moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. W. C. Stevens, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 219) entitled "An act making an appropriation for the purpose of dredging the outlet of Cassadaga lake," was read the second time.

On motion of Mr. Nixon, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (not printed) entitled "An act to confirm and legalize certain Senate resolutions for the purchase of books for the Senate library, passed by the Senate of 1889, and to make an appropriation therefor" (Rec. No. 173), was read the second time.

On motion of Mr. Husted, said bill was placed on the order of third reading.

The Senate bill (No. 244) entitled "An act making an appropriation for continuing the work of the commissioners of statutory revision" (Rec. No. 100), was read the second time.

On motion of Mr. Stranahan, said bill was placed on the order of third reading.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 129, entitled "An act to provide for the just and equitable assessment and taxation of property," now on the order of third reading, be sent to the committee on general laws, with power to report at any time, the bill holding its place on the calendar.

Mr. Speaker decided the resolution not in order, as the bill is on the order of third reading.

The bill (No 1278) entitled "An act in relation to business corporations, constituting chapter 41 of the general laws," was read the second time.

On motion of Mr. Husted, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1253) entitled "An act to amend an act entitled 'An

act to authorize the formation, establishment and maintaining of driving park, park and agricultural associations, passed April 16, 1872," was read the second time.

On motion of Mr. Sheehan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 294) entitled "An act to prevent discrimination on account of sex at municipal and certain other elections," having been announced for a second reading,

On motion of Mr. Andrus, and by unanimous consent, the consideration of said bill was made a special order for Tuesday evening, April 22d, at 8 o'clock.

The bill (No. 1232) entitled "An act to authorize driving park, park and agricultural associations organized under an act entitled 'An act to authorize the formation, establishing and maintaining of driving park, park and agricultural associations,' passed April 16, 1872, to issue their capital stock in payment of property," was read the second time.

On motion of Mr. Sheehan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 148) entitled "An act for the incorporation of ichthyological societies," was read the second time.

On motion of Mr. Townsend, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1355) entitled "An act in relation to railroads, constituting chapter 39 of the general laws," was read the second time.

On motion of Mr. Whipple, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 950) entitled "An act to amend chapter 407 of the Laws of 1888, entitled 'An act relative to railways in the transverse roads of the Central park in the city of New York,'" was read the second time.

On motion of Mr. Kerrigan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1279) entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon by conferring additional powers upon the common council of cities," having been announced for a second reading,

Mr. Brady moved to amend the same as follows:

Section 1, line 3, strike out the word "nine" and insert the word "ninth."

Same section, lines 24 and 25, strike out the words "all acts, contracts and agreements of said company and,"

Same section, line 27, after the word "articles" insert a period, and strike out the words "except that," and commence a new sentence with the word "Nothing."

Same section, line 30, after the word "company" strike out the word "and" and insert the words "or any proceedings under this act or."

Section 2, line 11, after the word "as" insert the words "the sole."

Same section, line 35, after the words "common council" insert the words "or other local authority hereinafter referred to."

Same section, line 46, after the words "common council" insert the words "or other local authority," and after the word "use" insert the following: "Whenever any local authority other than the common council has control over any portion of any street, avenue or highway on which it is proposed to construct or operate such railway or railways, the consent of such other local authority shall also be required for the construction and operation of such railway or railways upon such portion of such street, avenue or highway."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kimball moved to amend as follows:

Section 1, line 29, after the word "thereby" insert the following: "Within five days after the passage of this act it shall be the duty of the persons who, at that time, shall be acting as directors of any such company, or a majority thereof, to call a meeting of the stockholders of such company for the purpose of electing a board of directors. Such meeting shall be called for a date not less than five nor more than fifteen days after the making of such call. Notice of such meeting shall be served personally or by mail. At such meeting a board of directors shall be elected by the votes of those holding a majority of the stock present or represented, who shall enter upon their duties immediately after their election, and hold office until their successors are elected. The books for transfer of stock shall be kept open at the office of the company for at least ten days prior to the meeting at which such election shall be held. Except for the purposes herein designated, said persons acting as directors of any such company at the time of the passage of this act, shall not do or perform any act for or on behalf of such company."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Connelly moved to recommit said bill to the committee on railroads, with instructions to strike out the enacting clause,

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. Brady, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1008) entitled "An act relative to consents to and percentages to be paid by street surface railroad companies," having been announced for a second reading,

Mr. Mullaney moved to amend as follows:

Line 20, after the word "such" change the word "scale" to "sale."

Amend the title so as to read as follows:

"An act relative to and percentages to be paid by street surface railroad companies."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. J. O'Connor moved to amend section 2 so as to read as follows:

"§ 2. The provisions of this act shall not apply to cities of less than 1,000,000 inhabitants."

Change "§ 2" to "§ 3," and "§ 3" to "§ 4."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. R. J. Lewis moved to recommit said bill to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. Mullaney, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return to the Senate, of Senate bill No. 192, entitled "An act to provide for the appointment of additional notaries public," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. J. I. Burns moved that the following entitled Assembly bills, now on the order of third reading, be committed to the committee on general laws, retaining their place on the calendar, said committee to report at any time:

"An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation and providing for the assessment of mortgages, judgments and other evidences of debt.'" (No. 1391.)

"An act to provide for the just and equitable assessment and taxation of property." (No. 1291.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 35}
{NOES 64}

Those who voted in the affirmative, were

Blumenthal	Dinkelspiel	Hoag	Monaghan	Sawmiller
Brady	Endres	Kelly	Nolan	Shields
Burns, J. I.	Everett	Kerrigan	O'Connor, J. J.	Sohmer
Byrne	Gibbs	Lewis, R. J.	O'Connor, J. K.	Stewart
Clarke	Gretsinger	Martin	O'Hare	Tompkins
Connelly	Haffner	McBride	Pierson	Webster
Cooney	Hitt	McTernan	Riley	Weed

Those who voted in the negative, were

Abbey	Currier	Henderson	Miller	Stevens, N.
Acker	Curtis	Huson	Mitchell	Stevens, W. C.
Barton	Davis	Johnson, A.	Mott	Stranahan
Bennett	Dempsey	Johnson, I. S.	Mullaney	Sullivan
Blanchfield	de Peyster	Johnson, R. S.	Nixon	Thompson

Bradford	Deyo	Jones	Pealer	Towne
Bridges	Dickinson	Kill	Pearsall	Townsend
Bush, G. H.	Fish	Kurth	Peck	Treadway
Bush, R. P.	Fitts	Lane, H. J.	Saunders	Van Vranken
Christie	Gardenier	Lane, O. F.	Selleck	Whipple
Coons	Greene	Larmon	Sheehan	White
Cornell	Guibord	Le Roy	Sheffer	Willis
Crawford	Harwood	Lewis, B. B.	Stevens, J. H.	

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act for the relief of Martha Krenkel, as administratrix of the estate of Kasimire Krenkel, deceased." (No. 709.)

"An act supplemental to the statute, chapter 568 of the Laws of 1888, entitled 'An act authorizing the board of estimate and apportionment of the city of New York, to audit the claim of the representatives of the firm of S. P. Dismore & Co., for advertising in 'The Stockholder' of the notices and proceedings required by law to be advertised in said city, and providing for the payment of the same,' and correcting the spelling of the name of 'S. P. Dismore' to 'S. P. Dinsmore' therein." (No. 1019.)

"An act to amend section 460 of the Code of Civil Procedure, relative to the granting of leave to sue as poor person." (No. 1149.)

"An act to amend section 1380 of the Code of Civil Procedure." (No. 1148.)

"An act to amend section 26 of the Code of Civil Procedure." (No. 1147.)

"An act to amend section 1341 of the Code of Civil Procedure, relating to appeals from county courts." (No. 1146.)

"An act to amend section 1127 of the Code of Civil Procedure, relating to exemptions from jury duty in the county of Kings." (No. 1145.)

"An act to amend chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county.'" (No. 1138.)

"An act to amend, revise and consolidate certain acts and parts of acts relating to the State Commission in Lunacy, and the care and custody of the insane, the management of the asylums for their treatment and safe-keeping, as provided in chapter 342 of the Laws of 1874, and chapter 283 of the Laws of 1889, and to repeal sections 9, 10 and 11 of chapter 342 of the Laws of 1865, and chapter 713 of the Laws of 1871." (No. 1004.)

"An act to amend chapter 504 of the Laws 1887, entitled "An act conferring additional powers upon villages." (No. 1135.)

"An act to amend section 12 of title 8 of chapter 330 of the Laws of 1888, entitled 'An act further to amend chapter 277 of the Laws of 1868, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of Baldwinsville, Onondaga county, and to revise and amend the charter of said village." (No. 846.)

"An act to amend chapter 117 of the Laws of 1883, entitled 'An

act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof." (No. 1108.)

"An act to provide for the just and equitable assessment and taxation of property." (No. 1291.)

"An act to amend section 4 of chapter 252 of the Laws of 1884, entitled 'An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages.'" (No. 965.)

"An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1890, and to supply deficiencies in former appropriations." (No. 1257.)

"An act to amend an act entitled 'An act to prevent fraud in the manufacture and sale of commercial fertilizers.'" (No. 716.)

"An act to amend chapter 63 of the Laws of 1866, entitled 'An act to incorporate the New York City Mission and Tract Society.'" (No. 1137.)

"An act to provide for the printing, binding and distribution of 1,937 copies of the Civil List of the State of New York to be brought down to include the officers elected or appointed prior to 1890, and making an appropriation therefor." (No. 967.)

"An act for the relief of the People's Railroad Company of Syracuse." (No. 918.)

"An act to amend section 2 of title 2 of chapter 529 of the laws of 1889, entitled 'An act to revise and consolidate the laws relating to the University of the State of New York.'" (No. 1088.)

"An act to amend sections 1 and 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts." (No. 934.)

"An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany.'" (No. 1133.)

"An act conferring authority upon the department of public parks in the city of New York, relative to certain ancient vaults and burial plots situate in Van Cortlandt park, in said city, and in Pelham Bay park, in the county of Westchester. (No. 839.)

"An act to amend and revise title 4 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same.'" (No. 1126.)

"An act to further amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' concerning the department of arrears." (No. 1086.)

"An act in relation to certain parks and a parade ground in Long Island City." (No. 125.)

"An act to amend section 1 of chapter 588 of the Laws of 1867,

entitled 'An act to make the village of Springfield Centre, in the county of Otsego, a separate road district.'" (No. 768.)

"An act to amend chapter 459 of the Laws of 1889, entitled 'An act to authorize the establishment of an electrical plant for the purpose of lighting the city of Jamestown, N. Y., with electric light, and to empower the common council of said city to raise the necessary funds therefor.'" (No. 1130.)

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to annual estimates of appropriations for certain institutions." (No. 1080.)

"An act to provide for the annexation of the island known as Hart's island, in the county of Westchester, to the city and county of New York, and for confirming the title to such island in the city and county of New York." (No. 831.)

"An act to amend sections 10 and 13 of chapter 558, of the Laws of 1887, entitled 'An act authorizing the trustees of the village of Greenbush to provide for the building of sewers in the public streets of the village of Greenbush.'" (No. 1061.)

"An act to amend sections 186 and 187 of the Penal Code of the State of New York, relative to the punishment for the crime of murder." (No. 1274.)

"An act to authorize the retaxation of the amount to be paid to Nelson J. Waterbury and Nelson J. Waterbury, Jr., for their services and expenses in the preparation and trial of a claim by George R. Sheldon, as assignee of William H. DeForest against the city of New York, under chapter 490 of the Laws of 1883.'" (No. 943.)

"An act to amend section 84 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction, relating to notices by tax collector,' and the acts amendatory thereof." (No. 1136.)

"An act to amend chapter 377 of the Laws of 1885, entitled 'An act to release the interests of the people of the State of New York in certain real estate to Henry Spicer, Catharine Valentine, Georgiana Farrington, Sarah F. Chapman and Charles Spicer, and for other purposes.'" (No. 1258.)

"An act to amend chapter 341 of the Laws of 1872, entitled 'An act in reference to the Young Men's Association for Mutual Improvement in the city of Albany.'" (No. 1275.)

"An act concerning certain female convicts, habitual drunkards, vagrants and prostitutes, of the city of Brooklyn and county of Kings." (No. 1144.)

"An act to amend chapter 266 of the Laws of 1871, entitled 'An act authorizing the election of a police justice in the village of New Rochelle,' and to declare, enlarge and define the compensation, powers and duties of the police justice of said village, and to provide for the designation of an acting police justice, and his compensation, and to provide for the custody, maintenance and transportation of prisoners." (No. 1276.)

"An act to amend chapter 143 of the Laws of 1889, entitled 'An

act to amend chapter 519 of the Laws of 1887, entitled "An act to provide public school-houses in Long Island City." (No. 1132.)

The bill (No. 597) entitled "An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First Regiment of the New York Volunteers in the United States war with Mexico, in the years 1846, 1847, and 1848," having been passed by a three-fifths vote, and the same requiring two-thirds of all the members elected to the Assembly.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Harwood	McBride	Sheffer
Acker	Currier	Henderson	McKnight	Shields
Adams	Curtis	Hitt	McTernan	Sohmer
Barton	Davis	Huson	Miller	Stevens, N.
Blanchfield	Dempsey	Johnson, I. S.	Monaghan	Stevens, W. C.
Blumenthal	Deyo	Johnson, R. S.	Mott	Stewart
Bradford	Dinkelspiel	Jones	Mullaney	Stranahan
Brady	Duffy	Kelly	Nolan	Sullivan
Bridges	Endres	Kerrigan	O'Connor, J. K.	Thompson
Burns, J. I.	Everett	Kill	O'Hare	Tompkins
Bush, R. P.	Fish	Kurth	Pealer	Towne
Byrne	Fitts	Lane, H. J.	Pearsall	Townsend
Byrnes	Gardenier	Lane, O. F.	Peck	Treadway
Christie	Gibbs	Larmon	Rice	Van Vranken
Clarke	Greene	Le Roy	Saunders	Webster
Connelly	Gretsinger	Lewis, B. B.	Sawmiller	White
Cooney	Groat	Lewis, R. J.	Selleck	Willis
Coons	Guenther	L'Hommedieu	Sheehan	Speaker
Cornell	Haffner	Martin		

Ordered, That the Clerk deliver said bill to the Senate, and again request their concurrence therein.

By unanimous consent,

Mr. Webster introduced a bill entitled "An act to authorize the department of docks of the city of New York to set aside certain of the water front owned by the said city for the exclusive use of the fire department of the said city" (Int. No. 1154), which was read the first time and referred to the committee on affairs of cities.

The privileges of the floor were extended for the day to Hons. O. F. Price, Amos H. Baker, Augustus Bathold, Barlow Dunlap, M. L. Stover, John A. Place, Daniel E. Finn, John H. Burke, John I. Platt, A. L. Schemerhorn and A. C. Matoon.

Mr. Stranahan offered for the consideration of the House a resolution, in the words following:

Resolved, That the privileges of the floor be extended to Hon. Michael C. Gillice during the balance of the session.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Leave of absence was granted to Mr. Whipple till April 21st.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same.

"An act to amend chapter 585 of the Laws of 1886, entitled 'An act to authorize the several towns of the State to elect a board of town auditors, and to prescribe their powers and duties,' as amended by chapter 108 of the Laws of 1887." (No. 481.)

"An act to amend sections 8 and 9 of chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers.'" (No. 989.)

"An act to incorporate the New York and New Jersey Bridge Company, for the purpose of constructing and maintaining a permanent bridge for passenger and other traffic over the waters between New York city and the State of New Jersey, together with all necessary connections, appurtenances and approaches thereto and stations." (No. 782.)

"An act to determine the salaries and compensation of members of the police force of the police department of Richmond county." (No. 824.)

"An act to amend chapter 180 of the Laws of 1845, entitled 'An act to reduce the number of town officers, and town and county expenses, and to prevent abuses in auditing town and county accounts, as to overseers of the poor.'" (No. 1118.)

"An act to amend section 1 of chapter 165 of the Laws of 1826, entitled 'An act to incorporate the Union Literary Society of Ellisburgh.'" (No. 532.)

"An act to amend section 3 of title 2 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 311.)

"An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush in the county of Kings to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush." (No. 804.)

"An act to amend chapter 426 of the Laws of 1847, entitled 'An act to provide for the incorporation of villages,' so far as relates to the village of Suspension Bridge." (No. 615.)

"An act to amend section 518 of the Code of Criminal Procedure in relation to appeals by the people in criminal cases." (No. 537.)

"An act to amend section 3 of title 3 and section 2 of title 5 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 959.)

"An act to amend section 2348 of the Code of Civil Procedure, relative to estates of infants." (No. 614.)

"An act to provide for the establishment of a house of refuge for women in western New York." (No. 340.)

"An act to legalize the proceedings for the incorporation of the village of South Mount Vernon, in the county of Westchester, and to provide for actions and special proceedings in certain cases against said village, and executions thereon." (No. 712.)

"An act to grant and release the right, title, interest and estate of the people of the State of New York, acquired by escheat, in and to certain lands and tenements situate in the city of New York, to Richard M. Bruno, his heirs and assigns." (No. 790.)

"An act to amend chapter 402 of the Laws of 1881, entitled 'An act further to amend chapter 427 of the Laws of 1855, entitled An act in relation to the collection of taxes on lands of non-residents and to provide for the sale of such lands for unpaid taxes.'" (No. 413.)

"An act to amend chapter 368 of the Laws of 1851, entitled 'An act to incorporate the Fire Department of the Village of Newburgh,' as amended by chapter 214 of the Laws of 1877." (No. 907.)

"An act to provide for the employment of a woman physician in the State asylums and hospitals." (No. 1042.)

"An act to reorganize the fire department of Long Island City." (No. 551.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to authorize the dedication, for the purposes of a public street or avenue, of certain lands in the Twenty-fourth ward of the city of New York." (No. 752.)

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the village of Olean, in the county of Cattaraugus,' passed April 28, 1882." (No. 583.)

"An act to provide for a commission to propose amendments to the Constitution." (No. 808.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend section 635 of the Penal Code" (No. 339), with a message that they have concurred in the further amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill entitled "An act amending, revising and consolidating the several acts in relation to the village of Greenbush, passed March 22, 1854, April 29, 1863, and April 25, 1871" (No. 690), with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

Whereupon the House took a recess until 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

The privileges of the floor were extended to Hon. George S. Weed, also to Hons. Fred C. Ward and Foster M. Voorhees, members of the New Jersey Legislature.

Leave of absence was granted to Mr. Sheffer for the evening.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 1678 of the Code of Civil Procedure, relating to sales of real property" (Rec. No. 307), which was read the first time and referred to the committee on codes.

"An act to amend chapter 150 of the Laws of 1872, entitled 'An act to incorporate the city of Kingston'" (Rec. No. 308), which was read the first time and referred to the committee on affairs of cities.

"An act to compel certain ferry companies to provide for the comfort of their passengers" (Rec. No. 309), which was read the first time and referred to the committee on commerce and navigation.

"An act to authorize the town of Parishville, in Saint Lawrence county, to maintain and use a lock-up" (Rec. No. 310), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the Board of Claims to hear and determine the claim of William J. Best against the State" (Rec. No. 311), which was read the first time and referred to the committee on claims.

"An act to amend the Code of Civil Procedure, relating to stenographers of the Supreme Court." (Rec. 312.)

Mr. Gardenier asked unanimous consent that said bill be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 70}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, A.	Menninger	Selleck
Acker	Curtis	Johnson, I. S.	Miller	Shields
Adams	Dempsey	Johnson, R. S.	Monaghan	Sohmer
Bennett	Deyo	Jones	Mott	Stevens, J. H.
Blanchfield	Dickinson	Kill	O'Connor, J. K.	Stevens, N.
Blumenthal	Fish	Kimball	Pealer	Stevens, W. C.
Boyce	Fitts	King	Pearsall	Stewart
Bradford	Gardenier	Lane, H. J.	Peck	Stranahan
Brady	Gibbs	Lane, O. F.	Pierson	Thompson
Bridges	Greene	Larmon	Rhodes	Tompkins
Burns, J. I.	Gretsingher	Lewis, R. J.	Rice	Towne
Bush, G. H.	Groat	Martin	Riley	Webster
Bush, R. P.	Harwood	McBride	Saunders	White
Christie	Henderson	McTernan	Schaaff	Willis

Unanimous consent having been granted, said bill was placed on the order of third reading.

"An act authorizing water companies to manufacture and use electricity for the lighting of streets, public places and private buildings in villages and towns within this State" (Rec. No. 313), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act to revise the charter of the city of Buffalo" (Rec. No. 331), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira'" (Rec. No. 314), which was read the first time.

Mr. R. P. Bush asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, I. S.	Menninger	Sheffer
Acker	Davis	Johnson, R.S.	Miller	Sohmer
Adams	Deyo	Jones	Mitchell	Stevens, J. H.
Ballantine	Dickinson	Kelly	Monaghan	Stevens, N.
Bennett	Duffy	Kill	Mott	Stevens, W. C.
Blanchfield	Fish	Kimball	O'Connor, J.K.	Stewart
Boyce	Fitts	Kurth	Pealer	Stranahan
Brady	Gardenier	Lane, H. J.	Pearsall	Sullivan
Bridges	Greene	Lane, O. F.	Peck	Thompson
Burns, J. I.	Gretsinger	Larmon	Pierson	Tompkins
Bush, G. H.	Groat	Le Roy	Rhodes	Towne
Bush, R. P.	Guenther	Lewis, B. B.	Rice	Treadway
Byrnes	Guibord	Lewis, R. J.	Riley	Webster
Christie	Harwood	L'Hommedieu	Saunders	White
Connelly	Henderson	Martin	Schaaff	Willis
Courtney	Huson	McBride	Selleck	Wissig
Crawford	Johnson, A.	McTernan	Sheehan	

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Huson	McBride	Selleck
Acker	Currier	Johnson, A.	McTernan	Sheehan
Adams	Curtis	Johnson, I.S.	Miller	Sohmer
Andrus	Dempsey	Johnson, R.S.	Mitchell	Stevens, J. H.
Ballantine	Deyo	Jones	Monaghan	Stevens, N.
Bennett	Dickinson	Kerrigan	Mott	Stevens, W. C.
Blanchfield	Duffy	Kill	Nolan	Stewart
Blumenthal	Everett	Kimball	O'Connor, J.K.	Stranahan
Boyce	Fish	King	Page	Sullivan
Brady	Fitts	Kurth	Pealer	Sulzer
Bridges	Gardenier	Lane, H. J.	Pearsall	Thompson
Bush, G. H.	Greene	Lane, O. F.	Peck	Tompkins
Bush, R. P.	Gretsinger	Larmon	Pierson	Van Vranken
Byrnes	Groat	Le Roy	Rhodes	Webster
Christie	Guenther	Lewis, B. B.	Rice	White
Connelly	Guibord	Lewis, R. J.	Riley	Willis
Cornell	Harwood	L'Hommedieu	Saunders	Wissig
Courtney	Henderson	Martin	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to authorize the Elmira and Williamsport Railroad Company, incorporated by the State of Pennsylvania, to acquire title to real estate necessary for the operation of its railroad in this State" (Rec. No. 315), which was read the first time.

On motion of Mr. R. P. Bush, said bill was laid upon the table.

"An act to provide for the improvement and maintenance of the public roads in certain counties, as county roads" (Rec. No. 316), which was read the first time and referred to the committee on general laws.

"An act making an appropriation for continuing work upon the Capitol, and appointing commissioners to supervise the plans thereof and the work thereon" (Rec. No. 317), which was read the first time and referred to the committee on ways and means.

"An act to amend the Penal Code by adding an additional section thereto to be known as 'section 254 A,' and relating to libel" (Rec. No. 318), which was read the first time and referred to the committee on codes.

"An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations'" (Rec. No. 319), which was read the first time and referred to the committee on general laws.

"An act in relation to the custody of minor children" (Rec. No. 320), which was read the first time and referred to the committee on the judiciary.

"An act to amend subdivision 7 of section 791 of the Code of Civil Procedure, relating to preferences among civil actions" (Rec. No. 321), which was read the first time and referred to the committee on codes.

"An act to amend subdivision 2 of section 2734 of the Code of Civil Procedure, relating to vouchers on accounting in surrogates' court, and evidence of payment therein" (Rec. No. 322), which was read the first time and referred to the committee on codes.

"An act to prevent the importation of men or associations of men into this State for the purpose of police duty" (Rec. No. 323), which was read the first time and referred to the committee on the judiciary.

"An act to release the right, title and interest of the State of New York of, in and to certain lands situate in the village of Saratoga Springs, to Alice Brownrich, her heirs and assigns, devisees and legatees" (Rec. No. 324), which was read the first time and referred to the committee on the judiciary!

"An act in relation to the Cayuga Indians" which was read the first time and referred to the committee on ways and means.

"An act in relation to inchoate and contingent right of dower" (Rec. No. 326), which was read the first time and referred to the committee on the judiciary.

"An act to exempt the county of Kings from the provisions of section 3 of chapter 280 of the Laws of 1845, and the acts amendatory thereof, and to provide for the publication of the Session Laws in said county" (Rec. No. 327), which was read the first time and referred to the committee on internal affairs.

"An act to incorporate the New York and Brooklyn Tunnel Com-

pany" (Rec. No. 328), which was read the first time and referred to the committee on the judiciary.

"An act to enable the General Synod of the Reformed Church in America to take and hold property to a greater amount than it is authorized to do by existing statutes" (Rec. No. 329), which was read the first time and referred to the committee on charitable and religious societies.

"An act to authorize the city of Utica to raise money for the construction of an iron viaduct over Ballou's creek, at Rutger street." (Rec. No. 330.)

Mr. J. K. O'Connor asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Greene	Lewis, B. B.	Sohmer
Acker	Coons	Groat	L'Hommedieu	Stevens, N.
Adams	Cornell	Guenther	Martin	Stevens, W. C.
Ballantine	Crawford	Guibord	McBride	Sullivan
Barton	Currier	Haffner	Menninger	Thompson
Bennett	Curtis	Johnson, A.	Mitchell	Tompkins
Blanchfield	Dempsey	Johnson, I. S.	Mott	Townsend
Blumenthal	Dickinson	Johnson, R. S.	Mullaney	Treadway
Bradford	Dinkelspiel	Jones	Nixon	Van Vranken
Brady	Duffy	Kill	O'Connor, J. K.	Webster
Burns, J. I.	Fish	Kurth	Page	White
Bush, G. H.	Gardenier	Lane, O. F.	Riley	Willis
Byrne	Gibbs	Le Roy	Saunders	Wissig
Byrnes				

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Lewis, R. J.	Selleck
Acker	Cooney	Guenther	L'Hommedieu	Sheehan
Adams	Coons	Guibord	Martin	Sheffer
Andrus	Courtney	Haffner	McBride	Shields
Ballantine	Crawford	Hitt	McTernan	Stevens, J. H.
Barton	Currier	Huson	Menninger	Stevens, N.
Bennett	Curtis	Johnson, A.	Miller	Stewart
Blanchfield	Dempsey	Johnson, R. S.	Mitchell	Stranahan
Blumenthal	de Peyster	Jones	Monaghan	Thompson

Bradford	Dickinson	Kerrigan	Mott	Tompkins
Brady	Duffy	Kill	O'Connor, J.K.	Townsend
Bridges	Everett	King	Pearsall	Webster
Burns, J. I.	Fish	Lane, H. J.	Rhodes	Weed
Bush, R. P.	Fitts	Lane, O. F.	Saunders	Willis
Byrnes	Gardenier	Le Roy	Schaaff	Wissig
Christie	Greene	Lewis, B. B.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to amend chapter 417 of the Laws of 1878, entitled 'An act to provide for the laying out and improvement of the public squares and places established in Fourth avenue, in the city of New York, by chapter 528 of the Laws of 1873,'" with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 10, engrossed bill, after the word "is" insert the words "authorized and," also in same line strike out the words "and directed," so that the section will read: "The department of parks in the city of New York is authorized and empowered to lay out."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McBride	Schaaff
Acker	Courtney	Huson	McTernan	Selleck
Adams	Crawford	Johnson, H.C.	Miller	Sheehan
Andrus	Currier	Johnson, I. S.	Mitchell	Shields
Ballantine	Curtis	Johnson, R.S.	Monaghan	Stein
Bennett	Dempsey	Jones	Mott	Stevens, J. H.
Blanchfield	Deyo	Kerrigan	Mullaney	Stevens, N.
Blumenthal	Dickinson	Kill	Nixon	Stewart
Boyce	Everett	Kimball	O'Connor, J.K.	Stranahan
Bradford	Fish	King	O'Hare	Sulzer
Brady	Fitts	Lane, H. J.	Page	Thompson
Bridges	Gibbs	Lane, O. F.	Pealer	Tompkins
Bush, R. P.	Gretsinger	Larmon	Peck	Treadway
Byrne	Groat	Le Roy	Pierson	Van Vranken
Christie	Guenther	Lewis, B. B.	Rhodes	Weed
Connelly	Guibord	Lewis, R. J.	Riley	White
Cooney	Haffner	L'Hommedieu	Saunders	Willis
Coons				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to authorize the sale of certain real property in the city of New York, conveyed by John M. Bradhurst and wife to Hickson W. Field, Jr., and Mary

Elizabeth Field and others" (No. 463), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 4, engrossed bill, after the word "part" insert the words "of those two certain blocks of land in the city of New York separately bounded and described as follows: the first easterly by Tenth avenue, westerly by Eleventh avenue, southerly by One Hundred and Forty-eighth street, and northerly by One Hundred and Forty-ninth street; and the second, easterly by Eleventh avenue, westerly by the North or Hudson river, southerly by One Hundred and Forty-eighth street, and northerly by One Hundred and Forty-ninth street, together with whatever rights of land under water, if any, are appurtenant to so much of said property as fronts upon the North or Hudson river, and any rights there may be to or over land included in the said streets and avenues, or any of them, being a portion.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, three-fifths being present.

{AYES 90}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Groat	Lewis, B. B.	Schaaff
Acker	Cornell	Guenther	Lewis, R. J.	Selleck
Adams	Courtney	Guibord	L'Hommedieu	Sheehan
Andrus	Crawford	Harwood	Martin	Shields
Ballantine	Currier	Huson	McTernan	Sohmer
Barton	Curtis	Johnson, A.	Miller	Stevens, J. H.
Bennett	Dempsey	Johnson, I. S.	Mitchell	Stevens, N.
Blanchfield	de Peyster	Johnson, R. S.	Mott	Stevens, W. C.
Blumenthal	Deyo	Jones	Mullaney	Stewart
Boyce	Dickinson	Kelly	Nixon	Sulzer
Brady	Duffy	Kerrigan	O'Connor, J. K.	Thompson
Bridges	Everett	Kill	O'Hare	Tompkins
Bush, R. P.	Fish	Kimball	Page	Towne
Byrne	Fitts	Kurth	Pealer	Van Vranken
Byrnes	Gardenier	Lane, H. J.	Pearsall	Webster
Christie	Gibbs	Lane, O. F.	Peck	Weed
Connolly	Greene	Larmon	Rhodes	White
Cooney	Gretsinger	Le Roy	Saunders	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend chapter 545 of the Laws of 1888, entitled 'An act to provide for lectures for workingmen and workingwomen,' as amended by chapter 383 of the Laws of 1889" (No. 545), with a message that they have concurred in the request of the Assembly for a committee of conference therein, and that they have appointed as such committee on the part of the Senate Senators Stadler, Richardson and Donaldson.

The Senate returned the bill entitled "An act to repeal chapter 24 of the Laws of 1869, entitled 'An act in relation to the opening of roads through lands devoted to vineyards,'" with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

"SECTION 1. Section 1 of chapter 24 of the Laws of 1869, entitled 'An act in relation to the opening of roads through lands devoted to vineyards,' is hereby amended so as to read as follows:

"§ 1. Whenever the commissioner of highways shall make an order for the laying out of a public highway, and the same shall pass through or over lands on which vineyards have been planted, and have had one or more years growth, and the owner of such vineyard does not consent thereto, the said commissioner shall serve upon the owner of such vineyard, or if he be a non-resident of said town, upon the occupant or person having charge thereof a copy of said order, together with a notice to the effect that the same will be presented to the county judge on a day specified therein, which shall not be less than five nor more than ten days from the service thereof. At the time and place mentioned in said notice and on such other days as the proceedings may be adjourned, the county judge shall hear the proofs and allegations of the parties as to the necessity of laying out said highway through such vineyard, and whether such highway can be laid out and opened advantageously without passing through or upon such vineyard, and whether the public interests will be promoted by laying out such highway through such vineyard. Said county judge shall certify the facts proved and established before him on said hearing together with the proofs so taken, to the General Term of the Supreme Court, and any party to said proceedings, or any person interested in the laying out of said highway, may bring the same to a hearing before the General Term of the Supreme Court in the judicial department in which the lands are situate, upon giving the usual notice of hearing to all parties who have appeared before said county judge, and in case said order of the commissioner is confirmed by said court it shall thereupon be the duty of the commissioner to lay out and open said highway as in other cases.

"§ 2. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to amend chapter 24 of the Laws of 1869, entitled 'An act in relation to the opening of roads through lands devoted to vineyards.'"

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Menninger	Selleck
Acker	Courtney	Huson	Miller	Sheehan
Adams	Curtis	Johnson, A.	Mitchell	Sheffer

Ballantine	Dempsey	Johnson, I. S.	Monaghan	Shields
Barton	Deyo	Jones	Mott	Stevens, J. H.
Bennett	Dickinson	Kelly	Nolan	Stevens, N.
Blumenthal	Dinkelspiel	Kill	O'Connor, J. J.	Stevens, W. C.
Boyce	Duffy	Kimball	O'Connor, J. K.	Stewart
Brady	Everett	Kurth	Page	Stranahan
Bridges	Fish	Lane, H. J.	Pealer	Thompson
Burns, J. I.	Fitts	Lane, O. F.	Pearsall	Tompkins
Byrne	Gardenier	Larmon	Peck	Treadway
Byrnes	Greene	Lewis, B. B.	Rhodes	Webster
Christie	Gretsinger	Lewis, R. J.	Rice	Weed
Connolly	Groat	L'Hommedieu	Riley	Whipple
Cooney	Haffner	Martin	Saunders	Willis
Coons	Harwood	McTernan	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend chapter 553 of the Laws of 1885, entitled 'An act to incorporate the Citizens' Loan Agency and Guarantee Company,' and to change the name thereof" (No. 724), with a message that they have concurred in the passage of the same, with the following amendments:

Section 2, line 7, engrossed bill, strike out the word "two" and insert the word "five."

Same section, page 2, line 5 on page, after the word "company" strike out the remainder of section and insert the following: "The whole of such capital stock of \$250,000 shall be paid in cash within two years from the passage of this amended act, and the company may commence business whenever \$100,000 of its capital stock shall have been so paid in cash as aforesaid."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hoag	Miller	Shields
Acker	Courtney	Huson	Mitchell	Sohmer
Adams	Crawford	Johnson, A.	Monaghan	Stevens, J. H.
Andrus	Currier	Johnson, I. S.	Mott	Stevens, N.
Ballantine	Deyo	Jones	Mullaney	Stevens, W. C.
Barton	Dickinson	Kelly	Nixon	Stewart
Bennett	Dinkelspiel	Kerrigan	O'Connor, J. K.	Stranahan
Blanchfield	Everett	Kill	O'Hare	Sulzer
Blumenthal	Fitts	Kimball	Page	Thompson
Boyce	Gardenier	Kurth	Pearsall	Tompkins
Bradford	Gibbs	Lane, H. J.	Pierson	Townsend
Brady	Greene	Lane, O. F.	Rhodes	Treadway
Burns, J. I.	Groat	Larmon	Rice	Webster
Bush, R. P.	Guenther	L'Hommedieu	Riley	Weed

Byrne	Guibord	McBride	Schaaff	White
Byrnes	Haffner	McTernan	Selleck	Willis
Christie	Henderson	Menninger		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 17, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 891, entitled "An act to close part of the old Bushwick road or avenue in the city of Brooklyn."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hoag	Miller	Sheehan
Acker	Courtney	Huson	Mitchell	Sheffer
Adams	Crawford	Johnson, A.	Monaghan	Shields
Adams	Curtis	Johnson, I. S.	Mott	Stevens, J. H.
Ballantine	Deyo	Jones	Nixon	Stevens, N.
Bennett	Dickinson	Kelly	Nolan	Stevens, W. C.
Blanchfield	Duffy	Kerrigan	O'Connor, J. K.	Stranahan
Blumenthal	Everett	Kill	O'Hare	Thompson
Boyce	Fish	Kimball	Page	Tompkins
Brady	Fitts	Kurth	Pearsall	Townsend
Bridges	Gardenier	Lane, H. J.	Peck	Treadway
Burns, J. I.	Gibbs	Lane, O. F.	Pierson	Van Vranken
Byrne	Greene	Larmon	Rice	Webster
Byrnes	Groat	Lewis, R. J.	Riley	Weed
Christie	Guenther	Martin	Saunders	White
Connelly	Guibord	McBride	Schaaff	Willis
Cooney	Henderson	McTernan	Selleck	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Blanchfield, and by unanimous consent, said bill was amended as follows:

Section 1, line 5, printed bill, after the word "Brooklyn" strike out the words "is hereby discontinued and closed."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Lewis, R. J.	Saunders
Acker	Courtney	Hoag	Martin	Schaaff
Adams	Crawford	Huson	McBride	Selleck
Ballantine	Curtis	Johnson, A.	McTernan	Shields
Barton	Deyo	Johnson, I. S.	Menninger	Sohmer
Bennett	Dickinson	Jones	Miller	Stevens, J. H.
Blanchfield	Duffy	Kerrigan	Mott	Stevens, N.
Boyce	Everett	Kill	Mullaney	Stevens, W. C.
Brady	Fish	Kimball	Nixon	Stewart
Bridges	Gardenier	King	O'Connor, J. K.	Sullivan
Bush, G. H.	Gibbs	Kurth	Page	Sulzer
Byrne	Gretsinger	Lane, H. J.	Pearsall	Thompson
Byrnes	Groat	Lane, O. F.	Peck	Treadway
Christie	Guenther	Larmon	Rhodes	Webster
Connelly	Guibord	Le Roy	Rice	White
Coons	Harwood	Lewis, B. B.	Riley	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, *April 17, 1890.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 333, entitled "An act to amend chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 90}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	Martin	Saunders
Acker	Cornell	Huson	McBride	Schaaff
Adams	Courtney	Johnson, A.	McTernan	Selleck
Andrus	Crawford	Johnson, I. S.	Menninger	Shields
Ballantine	Curtis	Johnson, R. S.	Miller	Sohmer
Barton	Dempsey	Jones	Monaghan	Stevens, J. H.
Bennett	Deyo	Kelly	Mott	Stevens, N.
Blanchfield	Dickinson	Kerrigan	Mullaney	Stevens, W. C.
Boyce	Dinkelspiel	Kill	Nixon	Stewart
Bradford	Duffy	Kimball	O'Connor, J. J.	Stranahan
Brady	Everett	King	O'Connor, J. K.	Thompson

Bridges	Fish	Kurth	O'Hare	Tompkins
Burns, J. I.	Fitts	Lane, H. J.	Page	Townsend
Bush, G. H.	Gardenier	Lane, O. F.	Pearsall	Treadway
Byrne	Gretsinger	Larmon	Peck	Webster
Byrnes	Groat	Le Roy	Pierson	White
Christie	Guenther	Lewis, R. J.	Rhodes	Willis
Connelly	Guibord	L'Hommedieu	Riley	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Townsend, and by unanimous consent, the same was amended as follows:

Section 1, line 6, printed bill, strike out the word "named" and insert the word "annual."

Same section, line 9, strike out the word "persons" and insert the word "person."

Section 2, line 6, strike out the word "same" and insert the word "sum."

Same section, line 18, after the word "and" insert the words "the manner in which," and strike out the word "here" and insert the word "have."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Lewis, R. J.	Rice
Acker	Cooney	Guenther	L'Hommedieu	Riley
Adams	Coons	Guibord	Martin	Schaaff
Andrus	Cornell	Haffner	McBride	Selleck
Ballantine	Courtney	Henderson	McTernan	Shomer
Barton	Crawford	Huson	Miller	Stein
Bennett	Currier	Johnson, A.	Mitchell	Stevens, J. H.
Blanchfield	Curtis	Johnson, I. S.	Mott	Stevens, N.
Boyce	Dempsey	Jones	Mullaney	Stewart
Bradford	de Peyster	Kelly	Nixon	Sullivan
Brady	Deyo	Kill	Nolan	Tompson
Bridges	Dickinson	Kimball	O'Connor, J. K.	Tompkins
Burns, J. I.	Dinkelspiel	Kurth	O'Hare	Treadway
Bush, G. H.	Duffy	Lane, H. J.	Page	Weed
Byrne	Fitts	Lane, O. F.	Pealer	White
Byrnes	Gardenier	Le Roy	Pearsall	Willis
Christie	Greene	Lewis, B. B.	Peck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate bill (No. 476) entitled "An act to reappropriate an unexpended balance of a former appropriation, and to make an appropriation for the payment of the awards of the Board of Claims in cases arising on account of the canals and for expenses connected therewith" (Rec. No. 261), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	McBride	Riley
Acker	Crawford	Haffner	McTernan	Saunders
Adams	Currier	Henderson	Menninger	Schaaff
Andrus	Curtis	Johnson, I. S.	Miller	Selleck
Ballantine	de Peyster	Johnson, R. S.	Monaghan	Stevens, J. H.
Barton	Deyo	Jones	Mott	Stranahan
Bennett	Dickinson	Kelly	Mullaney	Sullivan
Blanchfield	Dinkelspiel	Kerrigan	Nixon	Sulzer
Boyce	Duffy	Kill	O'Connor, J. K.	Thompson
Bradford	Everett	Kimball	O'Hare	Townsend
Brady	Fish	King	Page	Treadway
Burns, J. I.	Fitts	Kurth	Pealer	Van Vranken
Bush, G. H.	Gibbs	Le Roy	Pearsall	Webster
Byrne	Greene	Lewis, B. B.	Peck	Weed
Byrnes	Gretsinger	Lewis, R. J.	Pierson	White
Connelly	Groat	L'Hommedieu	Rhodes	Willis
Cooney	Guenther	Martin	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Blumenthal in the chair.

The bill (No. 822) entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of Wilbur W. Fish against the State for damages arising from the killing of a glandered horse by and under the direction of the board of health of the town of Chemung in the county of Chemung," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 61}
{NOES 33}

Those who voted in the affirmative, were

Adams	Dempsey	Harwood	Martin	Rice
Blanchfield	de Peyster	Henderson	McBride	Riley
Boyce	Dickinson	Hitt	McTernan	Schaaff
Brady	Dinkelspiel	Huson	Menninger	Sheehan
Burns, J. I.	Duffy	Johnson, I. S.	Mullaney	Stein
Bush, G. H.	Fitts	Jones	Nixon	Stevens, J. H.
Bush, R. P.	Gardenier	Kelly	Nolan	Stevens, W. C.
Byrnes	Gibbs	Kerrigan	O'Connor, J. K.	Sullivan

Cooney	Gretsinger	Kill	O'Hare	Thompson
Coons	Guenther	Kimball	Page	Tompkins
Cornell	Guibord	Kurth	Pealer	Townsend
Courtney	Haffner	Lewis, B. B.	Rhodes	Wissig
Curtis				

Those who voted in the negative, were

Abbey	Christie	Johnson, A.	Monaghan	Shields
Acker	Connelly	King	Mott	Stevens, N.
Andrus	Currier	Lane, O. F.	Pearsall	Stewart
Ballantine	Deyo	Larmon	Pierson	Sulzer
Bennett	Everett	Lewis, R. J.	Saunders	Webster
Blumenthal	Fish	L'Hommedieu	Selleck	Weed
Bridges	Groat	Miller		

Mr. R. P. Bush moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill (No. 958) entitled "An act changing the name of 'The Willard asylum for the insane' to 'The Willard State hospital,'" having been announced for a third reading,

On motion of Mr. Curtis the same was laid upon the table.

The bill (No. 1012) entitled "An act for the preservation and protection of the shell-fisheries in the waters of the South bay, in the county of Suffolk, and to repeal chapter 234 of the Laws of 1870," having been announced for a third reading,

On motion of Mr. Pierson the same was laid upon the table.

The Senate bill (No. 169) entitled "An act to amend chapter 818 of the Laws of 1868, entitled "An act to incorporate the village of Port Chester" (Rec. No 63), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	Menninger	Schaaff
Acker	Courtney	Henderson	Miller	Selleck
Adams	Currier	Johnson, A.	Mitchell	Sheffer
Andrus	Curtis	Johnson, I. S.	Mott	Shields
Ballantine	Deyo	Jones	Mullaney	Sohmer
Barton	Dickinson	Kerrigan	Nixon	Stevens, J. H.
Bennett	Dinkelspiel	Kill	Nolan	Stevens, N.
Blanchfield	Duffy	Kimball	O'Connor, J. K.	Stevens, W. C.
Blumenthal	Everett	King	O'Hare	Sullivan
Boyce	Fitts	Kurth	Page	Sulzer
Bradford	Gardenier	Lane, H. J.	Pealer	Thompson
Brady	Greene	Lane, O. F.	Pearsall	Tompkins

Bridges	Gretsinger	Le Roy	Pierson	Townsend
Bush, G. H.	Groat	Lewis, B. B.	Rhodes	Treadway
Byrne	Guenther	Martin	Rice	Webster
Byrnes	Guibord	McBride	Riley	Weed
Christie	Haffner	McTernan	Saunders	Wissig
Coons				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 914) entitled "An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village and to confirm and extend the powers of the corporation of said village,'" having been announced for a third reading,

On motion of Mr. Rhodes, and by unanimous consent, the same was amended as follows:

Section 2, line 3, strike out the word "four," and insert the word "three."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Haffner	Martin	Rhodes
Acker	Curtis	Harwood	McBride	Rice
Andrus	Dempsey	Henderson	McTernan	Riley
Ballantine	de Peyster	Huson	Menninger	Saunders
Barton	Deyo	Johnson, A.	Miller	Schaaff
Bennett	Dickinson	Johnson, I. S.	Mitchell	Selleck
Blanchfield	Duffy	Jones	Monaghan	Sheehan
Blumenthal	Everett	Kerrigan	Mott	Shields
Boyce	Fish	Kill	Mullaney	Stevens, J. H.
Bradford	Fitts	Kimball	Nixon	Stevens, N.
Bridges	Gardenier	King	Nolan	Stranahan
Bush, G. H.	Gibbs	Kurth	O'Connor, J. K.	Sulzer
Byrne	Greene	Lane, O. F.	O'Hare	Townsend
Byrnes	Gretsinger	Larmon	Pealer	Webster
Christie	Groat	Le Roy	Pearsall	Weed
Coons	Guenther	Lewis, B. B.	Peck	White
Cornell	Guibord	L'Hommedieu	Pierson	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 915) entitled "An act to define and establish the

powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates," having been announced for a third reading,

On motion of Mr. Rhodes, and by unanimous consent, the same was amended as follows:

Section 9, line 1, printed bill, strike out the word "be," and insert the words "not exceed."

Section 13, add at the end thereof the following "And may remove said commissioner for dereliction of duty upon written charges to be preferred by one or more members of said board of trustees, by a two-thirds vote of all the members of said board of trustees."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	McBride	Saunders
Acker	Dempsey	Huson	McTernan	Schaaff
Adams	Deyo	Johnson, A.	Menninger	Shields
Ballantine	Dinkelspiel	Johnson, I. S.	Miller	Sohmer
Barton	Duffy	Jones	Monaghan	Stevens, J. H.
Bennett	Everett	Kerrigan	Mott	Stevens, N.
Blanchfield	Fitts	Kill	Nixon	Stewart
Boyce	Gardenier	Kimball	Nolan	Stranahan
Bradford	Gibbs	Kurth	O'Connor, J. K.	Sullivan
Bridges	Greene	Lane, H. J.	O'Hare	Thompson
Bush, G. H.	Gretsinger	Lane, O. F.	Pearsall	Tompkins
Byrne	Groat	Le Roy	Peck	Treadway
Byrnes	Guenther	Lewis, B. B.	Pierson	Van Vranken
Christie	Guibord	Lewis, R. J.	Rhodes	Webster
Coons	Haffner	L'Hommedieu	Rice	Weed
Cornell	Harwood	Martin	Riley	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 174) entitled "An act to authorize the city of Cohoes to borrow money by the issue of bonds for the improvement of the water-works and extension of the water-mains in said city" (Rec. No. 57), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Huson	McTernan	Selleck
Acker	Dempsey	Johnson, A.	Menninger	Sheehan
Bennett	Deyo	Johnson, I. S.	Miller	Shields
Blanchfield	Dickinson	Jones	Mitchell	Sohmer
Blumenthal	Dinkelspiel	Kelly	Monaghan	Stein
Boyce	Duffy	Kerrigan	Mott	Stevens, J. H.
Bradford	Everett	Kill	Nolan	Stevens, N.
Bridges	Fitts	King	O'Hare	Stewart
Bush, G. H.	Greene	Kurth	Page	Stranahan
Bush, R. P.	Gretsinger	Lane, O. F.	Pealer	Tompkins
Byrne	Groat	Larmon	Pearsall	Townsend
Byrnes	Guenther	Le Roy	Peck	Van Vranken
Cooney	Guibord	Lewis, B. B.	Pierson	Webster
Cornell	Harwood	Lewis, R. J.	Rice	Weed
Courtney	Henderson	L'Hommedieu	Saunders	Wissig
Crawford	Hitt	Martin	Schaaff	Speaker
Currier	Hoag	McBride		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 226) entitled "An act to amend chapter 345 of the Laws of 1888, entitled 'An act to provide for the relief of the city of Buffalo, and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads'" (Rec. No. 245), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Huson	Menninger	Sheehan
Acker	Curtis	Johnson, A.	Miller	Sohmer
Andrus	Dempsey	Johnson, I. S.	Mitchell	Stein
Barton	de Peyster	Johnson, R. S.	Monaghan	Stevens, J. H.
Bennett	Dinkelspiel	Jones	Mott	Stevens, N.
Blumenthal	Duffy	Kelly	Mullaney	Stevens, W. C.
Boyce	Fish	Kerrigan	Nixon	Stewart
Bradford	Fitts	Kill	O'Connor, J. K.	Stranahan
Brady	Gardenier	Kurth	O'Hare	Sullivan
Bridges	Gretsinger	Lane, O. F.	Pearsall	Sulzer
Byrne	Groat	Larmon	Peck	Townsend
Byrnes	Guenther	Le Roy	Pierson	Treadway
Connelly	Guibord	Lewis, B. B.	Rhodes	Van Vranken

Cooney	Haffner	Lewis, R. J.	Rice	Webster
Coons	Harwood	L'Hommedieu	Riley	Weed
Cornell	Henderson	McBride	Saunders	Wissig
Courtney	Hoag	McTernan	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 119) entitled "An act relating to the repair and improvement of public highways and other town roads, and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks," having been announced for a third reading.

On motion of Mr. Rhodes the same was laid upon the table.

The "Concurrent resolution proposing an amendment of section 2 of article 6 of the Constitution, relative to the Court of Appeals" (No. 8), was read the third time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Huson	L'Hommedieu	Schaaff
Acker	Coons	Johnson, A.	McBride	Selleck
Andrus	Cornell	Johnson, I. S.	McTernan	Sheehan
Barton	Courtney	Jones	Menninger	Shields
Bennett	Currier	Kelly	Miller	Sohmer
Blanchfield	Curtis	Kerrigan	Monaghan	Stevens, J. H.
Blumenthal	Dempsey	Kill	Mott	Stevens, W. C.
Boyce	Deyo	Kimball	Mullaney	Stewart
Bradford	Duffy	Kurth	Nixon	Tompkins
Brady	Fitts	Lane, H. J.	O'Connor, J. K.	Treadway
Burns, J. I.	Gibbs	Larmon	Peck	Webster
Bush, G. H.	Guenther	Le Roy	Rhodes	Weed
Bush, R. P.	Guibord	Lewis, B. B.	Riley	Willis
Byrne	Hitt	Lewis, R. J.	Saunders	Wissig
Byrnes				

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker in the chair.

The bill (No. 871) entitled "An act to incorporate the 'East River Bridge Company' for the purpose of constructing and maintaining a permanent bridge for passengers and other traffic over the waters between New York and Brooklyn cities, together with all necessary connections, appurtenances, approaches thereto, and stations," having been announced for a third reading,

On motion of Mr. Greene, and by unanimous consent, the same was amended as follows:

Section 10, line 18, printed bill, strike out the word "railroad" and insert the word "bridge."

Section 12, line 38, after the words "liable to" insert the word "pay."

Section 17, line 17, after the word "corporation," first occurring, insert the words "in the case."

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 14}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	Martin	Rice
Adams	Courtney	Hitt	McBride	Schaaff
Ballantine	Crawford	Huson	Menninger	Selleck
Barton	Currier	Johnson, I. S.	Miller	Shields
Bennett	Curtis	Jones	Mitchell	Stevens, J. H.
Blanchfield	Dempsey	Kelly	Monaghan	Stevens, N.
Boyce	Deyo	Kerrigan	Mott	Stevens, W. C.
Brady	Dickinson	Kill	Mullaney	Stranahan
Bridges	Duffy	Kimball	Nixon	Sullivan
Burns, J. I.	Gardenier	Kurth	Nolan	Tompkins
Byrne	Greene	Lane, H. J.	O'Connor, J. K.	Townsend
Byrnes	Gretsinger	Lane, O. F.	O'Hare	Treadway
Christie	Groat	Larmon	Pealer	Van Vranken
Cooney	Guenther	Le Roy	Pearsall	Weed
Coons	Haffner	Lewis, B. B.	Peck	Wissig

Those who voted in the negative, were

Acker	Dinkelspiel	Johnson, A.	Lewis, R. J.	Stein
Blumenthal	Gibbs	Johnson, R. S.	McTernan	Sulzer
Connelly	Hoag	King	Sohmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Greene introduced a bill entitled "An act to amend an act entitled 'An act to revise and amend an act entitled An act to incorporate the village of Port Jervis,' passed March 30, 1886, and all acts relating thereto, passed May 1, 1873" (Int. No. 1155), which was read the first time.

Mr. Greene asked unanimous consent that said bill be ordered to a third reading and committed to the committee on affairs of villages, retaining its place on the order of third reading, with power to report at any time.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	L'Hommedieu	Rice
Acker	Currier	Guibord	Martin	Selleck
Adams	Curtis	Harwood	Menninger	Stevens, J. H.
Ballantine	Dempsey	Henderson	Miller	Stevens, N.
Barton	Deyo	Huson	Mitchell	Stevens, W. C.
Blanchfield	Dickinson	Jones	Monaghan	Sullivan
Boyce	Dinkelspiel	Kelly	Mullaney	Tompkins
Bradford	Duffy	Kerrigan	Nixon	Townsend
Bridges	Fish	Kill	O'Connor, J. K.	Treadway
Burns, J. I.	Fitts	Kurth	Pealer	Weed
Byrne	Gardenier	Lane, H. J.	Pearsall	White
Christie	Greene	Le Roy	Peck	Willis
Coons	Groat	Lewis, B. B.	Pierson	Wissig

Unanimous consent having been granted, it was so ordered.

The bill (No. 306) entitled "An act making an appropriation for building 2,000 lineal feet of vertical wall on the berme side of the Erie canal in the city of Utica from the starch factory bridge (or Gilbert street bridge) so called, in the city of Utica, to a point 2,000 feet easterly therefrom," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 27}

Those who voted in the affirmative, were

Andrus	Crawford	Henderson	Monaghan	Stein
Barton	Currier	Hitt	Mullaney	Stevens, J. H.
Blanchfield	Curtis	Johnson, R. S.	Nixon	Stevens, W. C.
Blumenthal	Dempsey	Jones	Nolan	Stewart
Boyce	Dinkelspiel	Kelly	O'Connor, J. K.	Sullivan
Brady	Duffy	Kerrigan	O'Hare	Sulzer
Burns, J. I.	Fish	Kill	Page	Tompkins
Bush, G. H.	Gardenier	Kurth	Rice	Townsend
Bush, R. P.	Gibbs	Le Roy	Riley	Treadway
Byrne	Greene	Martin	Schaaff	Van Vranken
Cooney	Gretsinger	McBride	Sheehan	Webster
Coons	Guenther	McTernan	Shields	Willis
Cornell	Haffner	Menninger	Sohmer	Wissig
Courtney				

Those who voted in the negative, were

Abbey	Bridges	Johnson, A.	Larmon	Pearsall
Acker	Christie	Johnson, I. S.	Lewis, R. J.	Peck

Adams	Connelly	Kimball	Miller	Saunders
Ballantine	Deyo	King	Mitchell	Stranahan
Bennett	Groat	Lane, O. F.	Pealer	Thompson
Bradford	Huson			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to amend section 1030 of the Code of Civil Procedure relating to exemption from jury duty." (Rec. No. 70.)

"An act to amend section 450 of the Code of Civil Procedure relating to parties to actions." (Rec. No. 39.)

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill entitled "An act to amend chapter 553 of the Laws of 1855, entitled 'An act to incorporate the Citizens' Loan Agency and Guarantee Company,' and to change the name thereof." (No. 724.)

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Guenther, the House adjourned.

FRIDAY, APRIL 18, 1890.

The House met pursuant to adjournment.

Prayer by Rev. James McLeod.

On motion of Mr. Andrus, the journal of yesterday was approved without being read.

The Senate sent for concurrence the following entitled bills:

"An act to incorporate the Union Medical Missionary College" (Rec. No. 332), which was read the first time and referred to the committee on public education.

"An act to reduce and fix the rate of interest on bonds and mortgages held by the Commissioners of the United States Deposit Fund in the several counties of this State, and the rate of interest the said commissioners shall pay to the treasurer" (Rec. No. 333), which was read the first time and referred to the committee on ways and means.

A message from the Senate was received and read, in the words following:

IN SENATE, April 17, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 265, entitled "An act to incorporate the 'Butler Memorial Hall,' in New Hartford, Oneida county." (Rec. No. 87.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Coggeshall, and by unanimous consent, the same was amended as follows:

Amend section 2 so as to read as follows :

"§ 2. The object and purpose of said corporation shall be to take and hold such lands and buildings thereon as shall be given, granted or conveyed to said corporation by Morgan Butler, of said town, as a free gift to said corporation, and to maintain and conduct a public building thereon, free from all sectarian or political influence or control, with accommodations for public assemblages and entertainments, town and public offices, public library and reading-rooms and public gymnasium, and to take and hold by purchase, gift, grant or devise other property for the like purposes, subject to the provisions of general laws as to the amount of such property, and subject to the provisions of chapter 360 of the Laws of 1860, relating to wills."

At the end of section 3 add the words "but such compensation received from said town shall not exceed such amount as shall be necessary for such purpose."

Strike out section 7, and change "§ 8" to "§ 7."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	McTernan	Sawmiller
Acker	Cornell	Guibord	Menninger	Schaaff
Adams	Courtney	Haffner	Miller	Selleck
Andrus	Currier	Harwood	Monaghan	Sheehan
Barton	Davis	Henderson	Mott	Shields
Bennett	Dempsey	Johnson A.	O'Connor, J. K.	Stein
Blumenthal	Deyo	Johnson, I. S.	O'Hare	Stevens, J. H.
Boyce	Dinkelspiel	Jones	Page	Stevens, N.
Bradford	Endres	Kill	Pealer	Stevens, W. C.
Brady	Fish	Kimball	Pearsall	Tompson
Bridges	Gardenier	Lane, O. F.	Peck	Tompkins
Bush, R. P.	Gibbs	Lewis, B. B.	Pierson	Townsend
Byrne	Greene	L'Hommedieu	Rhodes	Van Vranken
Byrnes	Gretsinger	Mase	Rice	Weed
Christie	Groat	McKnight	Saunders	White

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES . 82 }
{ NOES . 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	Martin	Sawmiller
Acker	Courtney	Harwood	Mase	Schaaft
Adams	Currier	Henderson	McBride	Selleck
Andrus	Curtis	Huson	McKnight	Sheehan
Barton	Davis	Johnson, A.	McTernan	Sheffer
Bennett	Dempsey	Johnson, I. S.	Menninger	Shields
Blumenthal	Deyo	Johnson, R.S.	Miller	Sohmer
Boyce	Dinkelspiel	Jones	O'Connor, J.K.	Stein
Bradford	Endres	Kelly	O'Hare	Stevens, J. H.
Brady	Everett	Kerrigan	Page	Thompson
Bridges	Fish	Kill	Pealer	Tompkins
Bush, R. P.	Gardenier	Kimball	Pierson	Van Vranken
Byrne	Gibbs	Lane, H. J.	Rhodes	Webster
Byrnes	Greene	Lane, O. F.	Rice	Weed
Christie	Gretsinger	Larmon	Riley	White
Connelly	Groat	L'Hommedieu	Saunders	Wissig
Coons	Guenther			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

By unanimous consent,

Mr. Stein introduced a bill entitled "An act in relation to surface, elevated railroad and ferry lines" (Int. No. 1156), which was read the first time and referred to the committee on railroads.

By unanimous consent,

Mr. L'Hommedieu introduced a bill entitled "An act to amend section 7 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies,' as amended by chapter 506 of the Laws of 1887" (Int. No. 1157), which was read the first time and referred to the committee on agriculture.

By unanimous consent,

Mr. R. P. Bush introduced a bill entitled "An act to provide for the improvement of the waterway of the Chemung river, and to remove obstructions therefrom and making an appropriation therefor" (Int. No. 1158), which was read the first time and referred to the committee on ways and means.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Webster, Int. No. 1075, entitled "An act to incorporate the Patent and Copyright Guarantee and Trust Company, of New York, and for the assistance and protection of inventors and authors," reported in favor of the passage of the same, with the following amendment:

Section 1, after the words "William Foster" insert the words "and William E. Lewis."

MILO M. ACKER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Ballantine, Int. No. 1089, entitled "An act to incorporate the Stockport Bridge Company, in Delaware county," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 176, entitled "An act for the relief of applicants who may be entitled to distribute shares of moneys left on deposit for persons whose whereabouts are unknown, and of whom the applicants have no knowledge, whether living or dead," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 257, entitled "An act to amend chapter 367 of the Laws of 1884, entitled 'An act to authorize the consolidation of manufacturing corporations,' passed May 28, 1884," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 220, entitled "An act to confer on committing magistrates power to intrust commitments issued by them to suitable persons for execution," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 291, entitled "An act relating to wills and the rights of legatees and devisees thereunder," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 265, entitled "An act to amend section 2 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Collins, Int. No. 301, entitled "An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Emerson, Int. No. 294, entitled "An act to amend sections 2 and 7 of title 11 of chapter 9 of part 1 of the Revised Statutes, entitled 'Of the interest of the State in mines,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Deane, Int. No. 302, entitled "An act in relation to escheated lands," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Sheehan, Int. No. 1027, entitled "An act with reference to the Buffalo Law School," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Roesh, Int. No. 258, entitled "An act to amend chapter 277 of the Laws of 1880, entitled 'An act to amend chapter 217 of the Laws of 1875, entitled An act relative to the Farmers' Loan and Trust Company,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 4, engrossed bill, strike out the word "and," second occurring.

Same section, page 2, line 26, strike out the word "are" and insert the word "is."

Same section, line 27, strike out the words "next of kin of the deceased" and insert the word "person."

Same section, line 29, strike out the word "party" and insert the word "person," and after the word "estate" insert the words "who would if competent be entitled to such appointment."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Fish asked unanimous consent that said bill be placed on the order of third reading.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Johnson, A.	Nixon	Shields
Acker	Christie	Jones	O'Connor, J. K.	Stein
Adams	Connelly	Kill	Page	Stevens, J. H.
Andrus	Coons	Kimball	Pealer	Stevens, W. C.
Bennett	Cornell	King	Pearsall	Stewart
Blanchfield	Crawford	Kurth	Peck	Sullivan
Blumenthal	Dempsey	Lane, H. J.	Pierson	Thompson
Boyce	Deyo	Lewis, B. B.	Rhodes	Tompkins
Bradford	Dinkelspiel	Mase	Riley	Webster
Brady	Duffy	McKnight	Saunders	Weed
Bridges	Endres	Miller	Sawmiller	White
Burns, J. I.	Fish	Monaghan	Selleck	Wissig
Bush, R. P.	Gibbs	Mott	Sheehan	Speaker
Byrne	Groat			

Unanimous consent having been granted, said bill was placed on the order of third reading.

Mr. Schaaff offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill No. 539, entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other improvements in the several cities and counties of the State, and to repeal certain acts and parts of acts.'"

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Gardenier, Int. No. 264, entitled "An act to amend sections 3322 and 3076 of the Code of Civil Procedure, relative to fees of justices of the peace and costs in justices' court," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Townsend, Int. No. 432, entitled "An act to amend section 1081 of the Code of Civil Procedure, relating to jurors in courts of record," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Hitt, Int. No. 557, entitled "An act to repeal section 3 of chapter 141 of the Laws of 1889, entitled 'An act to amend section 407 of the Penal Code,' with reference to the adulteration of food, drugs and liquors," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Curtis, Int. No. 534, entitled "An act to amend sections 106, 220, 221, 231, 232, 489, 507, 523, 524, 525, 533 and 534 of the Penal Code, relative to the punishment of offenses," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Towne, Int. No. 707, entitled "An act to amend section 2755 of the Code of Civil Procedure, relating to the proof of claims on the disposition of a decedent's property for the payment of his debts," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Larmon, Int. No. 396, entitled "An act to amend section 3323 of the Code of Civil Procedure, relating to fees of constables," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. H. J. Lane, Int. No. 743, entitled "An act to amend sections 2991 and 2997 of the Code of Civil Procedure, relating to trials by jury," reported in favor of the passage of the same with the following amendment:

Section 3, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. O'Hare, Int. No. 992, entitled "An act to amend sections 2512 and 2546 of the Code of Civil Procedure," reported in favor of the passage of the same, with the following amendment:

Section 2, line 13, after the word "and" insert the words "except when such referee is the assistant to the surrogate."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Andrus, Int. No. 631, entitled "An act to amend section 168 of the Penal Code," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the first day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. O. F. Lane, Int. No. 1098, "entitled "An act to amend section 1390 of the Code of Civil Procedure," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. McBride, Int. No. 733, entitled "An act to amend section 944 of an act entitled 'An act to establish a code of criminal procedure relative to the criminal statistics,'" reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 1083, entitled "An act to amend section 446 of the Penal Code," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the first day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Peck, Int. No. 1009, entitled "An act to amend section 1678 of the Code of Civil Procedure, relating to sales of real property," reported in favor of the passage of the same with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert the words "on the first day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Fitts, Int. No. 921, entitled "An act to amend section 2359 of the Code of Civil Procedure, relating to the sale of property in certain cases," reported in favor of the passage of the same, with the following amendments:

Section 1, line 9, strike out the word "those," and insert the words "so much of such."

Section 2, line 1, strike out the word "immediately," and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Byrne, Int. No. 1061, entitled "An act to amend section 66 of the Code of Civil Procedure," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately," and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. H. J. Lane, Int. No. 1024, entitled "An act to amend section 3017 of the Code of Civil Procedure," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 275, entitled "An act to amend sections 1132, 1146, 1147, 1148, 1149 and 1150 of the Code of Civil Procedure, relating to the drawing of jurors in Kings county," reported in favor of the passage of the same, which

report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 164, entitled "An act to amend section 559 of the Penal Code, relative to the sending of threatening letters," reported in favor of the passage of the same, with the following amendment:

(Reference being had to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert the words "on the first day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 331, entitled "An act to revise the charter of the city of Buffalo," reported in favor of the passage of the same, which report was agreed to.

Mr. Andrus asked unanimous consent that said bill be substituted for Assembly bill No. 498, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Huson	Martin	Schaaff
Adams	Cornell	Johnson, A.	McKnight	Selleck
Andrus	Currier	Johnson, I. S.	McTernan	Sheehan
Barton	Dempsey	Johnson, R. S.	Menninger	Stevens, J. H.
Bennett	Deyo	Jones	Miller	Stevens, N.
Blanchfield	Duffy	Kerrigan	Mitchell	Stevens, W. C.
Blumenthal	Endres	Kill	Monaghan	Stewart
Bradford	Fish	Lane, H. J.	Mott	Sullivan
Bridges	Gardenier	Lane, O. F.	O'Connor, J. K.	Thompson
Bush, G. H.	Gibbs	Larmon	Page	Tompkins
Bush, R. P.	Greene	Le Roy	Pealer	Webster
Byrne	Gretsinger	Lewis, B. B.	Rice	Weed
Christie	Groat	L'Hommiedieu	Riley	White
Connelly	Guenther			

Unanimous consent having been granted, the substitution was made, and said bill placed on the order of second reading.

Mr. Andrus moved to recommit said bill to the committee on affairs of cities, retaining its place on the order of second reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Blanchfield, Int. No. 238, entitled "An act to amend chapter 706 of the Laws of 1887, entitled 'An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased,' as amended by chapter 261 of

the Laws of 1888," reported in favor of the passage of the same, with the following amendments:

Strike out all after the enacting clause, and insert the following:

SECTION 1. Section 1 of chapter 706 of the Laws of 1887, entitled "An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased," as amended by chapter 261 of the Laws of 1888, is hereby amended so as to read as follows:

§ 1. For the relief of indigent and suffering soldiers, sailors and marines, who served in the war of the rebellion, and were honorably discharged from such service, and their families, or the families of those deceased, who need assistance, in any city, town or county in this State, the proper auditing board, board of estimate or board of estimate and apportionment of such city, town or county, or in those counties where the poor are a county charge, the board of supervisors as said auditing board in those counties shall provide such sum or sums of money as may be necessary, to be drawn upon by the commander and quarter-master of any post, and the chairman and treasurer of any memorial and executive committee of the Grand Army of the Republic, in said city, town or county, upon the recommendation of the relief committee of said post, and said memorial and executive committee, in the same manner as is now provided by law for the relief of the poor, provided said soldiers, sailors and marines, and their families, or the families of those deceased, are and have been residents of the State for one year or more. And the orders of said commander and quarter-master of a post, and the said chairman and treasurer of any memorial and executive committee, shall be the proper vouchers for the expenditure of said sum or sums of money. In the city and county of New York, all such orders shall be drawn upon the comptroller of said city; and in the city of Brooklyn, they shall be drawn on the county treasurer of Kings county.

§ 2. Section 3 of chapter 706 of the Laws of 1887, entitled "An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased," as amended by chapter 261 of the Laws of 1888, is hereby amended so as to read as follow:

§ 3. The commander of any post, and the chairman and treasurer of any memorial and executive committee of the Grand Army of the Republic, which shall undertake the relief of indigent veterans and their families, or the families of those deceased, as hereinbefore provided, before the acts of said commander and quarter-master and chairman and treasurer may become operative in any city, town or county shall file with the city clerk of such city, town clerk of such town, county clerk of such county, a notice that said post, and said memorial and executive committee, intends to undertake such relief as is provided by this act. Such notice shall contain the names of the relief committee of said post, and memorial and executive committee in such city, town and county, and of the commander and other officers of said post and memorial and executive committee. And the commander of said post, and the chairman and treasurer of said memorial and executive committee, shall annually thereafter, during the month of October, file a similar notice with said city, town or county clerk, and also a detailed statement of the amount of relief furnished during the preceding year, with the names of all persons to whom such relief

shall have been furnished, together with a brief statement in each case from the relief committee, upon whose recommendation the orders were drawn. The auditing board, board of estimate or board of estimate and apportionment of any city, town or county in this State, at such time as they may meet, shall provide such sum or sums of money to reimburse the several posts and memorial and executive committees of the Grand Army of the Republic in this State, as have heretofore complied with existing laws providing for the relief of indigent and suffering soldiers, sailors and marines who served in the war of the rebellion, and their families, or the families of those deceased, and rendered assistance to them in any such city, town or county, for the sum or sums of money so laid out and expended by them for the relief of such indigent and suffering soldiers, sailors and marines, the same to be drawn upon and paid over as hereinbefore directed.

§ 3. Section 4 of chapter 706 of the Laws of 1887, entitled "An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased, as amended by chapter 261 of the Laws of 1888," is hereby amended so as to read as follows:

§ 4. The said auditing board, board of estimate or board of estimate and apportionment of any city, town or county, or the superintendent or superintendents of the poor of those counties, where the poor are a county charge, may require of the said commander or quarter-master of any post, and chairman and treasurer of any memorial and executive committee of the Grand Army of the Republic undertaking such relief in such city, town or county, a bond with sufficient and satisfactory sureties for the faithful and honest discharge of their duties under this act.

§ 4. This act shall take effect immediately.

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 281, entitled "An act in relation the bridge over the Harlem river in the city of New York, known as Washington bridge, and the acquisition and improvements of lands in connection therewith," reported in favor of the passage of the same, with the following amendments:

Section 1, at the end thereof add the following: "And the said pieces of land and real estate which shall not have been heretofore acquired, shall be acquired in fee as hereinafter provided."

Section 2, line 1, after the word "commissioners" insert the words "on behalf of the mayor, aldermen and commonalty of the city of New York."

Same section, line 4, strike out the word "report" and insert after the words "New York" the words "as commissioners of appraisal," and after the words "to ascertain and" insert the word "appraise."

Same section, line 6, change the word "therefore" to "theretofore."

Same section, line 7, after the words "New York" insert the words "for the fee of the same."

Same section, line 14, at the end thereof add the following: "The

oath of office of the commissioners of appraisal, and all papers in the said proceedings, shall be filed and entered only in the office of the clerk of the city and county of New York, and upon the filing of said oath the city of New York shall be seized and possessed of all the estate and rights it is authorized to acquire by the provisions of this act."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Speaker asked unanimous consent that said bill be placed on the order of third reading, and that it do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Dempsey	Kill	Mitchell	Stevens, J. H.
Acker	Deyo	Kimball	Mott	Stevens, N.
Adams	Dinkelspiel	Lane, H. J.	Nixon	Stevens, W. C.
Barton	Duffy	Lane, O. F.	O'Connor, J. K.	Stewart
Bennett	Endres	Larmon	Pealer	Thompson
Blanchfield	Fish	De Roy	Pearsall	Tompkins
Bradford	Gardenier	Lewis, B. B.	Peck	Townsend
Byrne	Gibbs	L'Hommedieu	Pierson	Treadway
Byrnes	Greene	Martin	Rhodes	Van Vranken
Connelly	Guenther	Mase	Schaaff	Webster
Cornell	Haffner	McKnight	Selleck	Weed
Crawford	Henderson	McTernan	Sheffer	White
Currier	Johnson, A.	Miller	Stein	Wissig
Davis	Johnson, I. S.			

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Courtney	Huson	McTernan	Sheehan
Adams	Crawford	Johnson, A.	Menninger	Sheffer
Andrus	Currier	Johnson, I. S.	Miller	Stein
Bennett	Curtis	Jones	Mitchell	Stevens, J. H.
Blanchfield	Davis	Kelly	Monaghan	Stevens, N.
Boyce	Dempsey	Kill	Mott	Stevens, W. C.
Bradford	Deyo	Kimball	Nixon	Stewart
Brady	Dinkelspiel	King	O'Connor, J. K.	Sullivan
Bridges	Duffy	Kurth	Pealer	Thompson

Bush, G. H.	Endres	Lane, H. J.	Pearsall	Townsend
Bush, R. P.	Everett	Larmon	Peck	Treadway
Byrne	Gardenier	Le Roy	Pierson	Van Vranken
Byrnes	Gibbs	Lewis, B. B.	Rhodes	Webster
Christie	Gretsinger	Martin	Rice	Weed
Clarke	Guenther	Mase	Saunders	White
Connolly	Haffner	McBride	Sawmiller	Wissig
Cooney	Henderson	McKnight	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 218, entitled "An act to extend, lay out and open and to improve the eastern parkway of the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stadler, Int. No. 148, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city, in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city," reported in favor of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 297, entitled "An act to amend section 1531 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 256 of the Laws of 1884, in relation to deputy clerks of the court of general sessions," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 250, entitled "An act to authorize the city of Brooklyn to purchase and to hold certain land in the city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon, and to authorize the issue of bonds for such purposes," reported in favor of the passage of the same, which report was agreed to.

Mr. Schaaff asked unanimous consent to substitute said bill for Assembly bill No. 1250, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Johnson, A.	Monaghan	Stevens, J. H.
Adams	Courtney	Johnson, I. S.	Mott	Stevens, N.
Andrus	Crawford	Johnson, R.S.	Mullaney	Stevens, W. C.
Blanchfield	Currier	Kerrigan	O'Connor, J.K.	Stewart
Blumenthal	Curtis	Kimball	O'Hare	Thompson
Boyce	Dempsey	King	Pealer	Tompkins
Bridges	Deyo	Kurth	Pearsall	Townsend
Bush, G. H.	Dinkelspiel	Lane, H. J.	Peck	Treadway
Bush, R. P.	Gardenier	Larmon	Schaaff	Van Vranken
Byrne	Gibbs	Le Roy	Sheffer	Webster
Byrnes	Guenther	Lewis, B. B.	Shields	Weed
Clarke	Haffner	McBride	Sohmer	White
Connelly	Henderson	McKnight	Stein	Wissig
Cooney				

Unanimous consent having been granted, said bill was substituted and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 303, entitled "An act for the appointment of commissioners to select and locate lands for public parks in the Twelfth ward, above One Hundred and Twenty-fifth street, in the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 305, entitled "An act to authorize the city of Buffalo to issue three and one-half per centum bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per centum bonds for such purposes," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 287, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to parks," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kurth, Int. No. 789, entitled "An act to amend chapter 91 of the Laws of 1889, entitled 'An act to provide for the construction of drains and sewers in the Twenty-sixth ward and adjoining wards in the city of Brooklyn,'" reported in favor of the passage of the same (Mr. Andrus dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 19,

entitled "An act to fix the duration of the term of office of the surrogate in the city and county of New York," reported the same for the consideration of the House, which report was agreed to.

Mr. O'Hare moved to recommit said bill to the committee on affairs of cities, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 304, entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the New Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," reported in favor of the passage of the same (Messrs. Saunders, Hoag and Blumenthal dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Connelly moved to commit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to to said motion, and it was determined in the negative.

{AYES 38}
{NOES 50}

Those who voted in the affirmative, were

Acker	Deyo	King	McBride	Pierson
Bennett	Duffy	Lane, H. J.	Miller	Saunders
Blumenthal	Everett	Lane, O. F.	Mitchell	Sohmer
Bridges	Henderson	Larmon	Mott	Stein
Burns, W. B.	Hoag	Lewis, B. B.	Mullaney	Stevens, N.
Bush, G. H.	Huson	Lewis, R. J.	Pearsall	Stewart
Christie	Johnson, A.	L'Hommedieu	Peck	Webster
Connelly	Johnson, R.S.	Martin		

Those who voted in the negative, were

Abbey	Cornell	Guenther	Menninger	Sheehan
Adams	Courtney	Harwood	Nixon	Sheffer
Blanchfield	Curtis	Hitt	Nolan	Shields
Boyce	Dempsey	Jones	O'Connor, J.K.	Stevens, J. H.
Brady	de Peyster	Kelly	O'Hare	Stevens, W. C.
Burns, J. I.	Dinkelspiel	Kerrigan	Pealer	Sullivan
Bush, R. P.	Endres	Kill	Rhodes	Thompson
Byrnes	Gardenier	Kimball	Rice	Townsend
Cooney	Gibbs	Le Roy	Sawmiller	Van Vranken
Coons	Gretsinger	Mase	Schaaff	Weed

Mr. Hoag moved to recommit said bill to the committee on affairs of cities, with instruction to strike out the enacting clause.

Mr. Sheehan moved to lay the motion of Mr. Hoag upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Sheehan, and it was determined in the affirmative.

{AYES 61}
{NOES 40}

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	McBride	Schaaff
Adams	Currier	Hitt	Menninger	Sheehan
Blanchfield	Curtis	Huson	Mitchell	Shields
Boyce	Dempsey	Kelly	Nixon	Stevens, J. H.
Bradford	Dinkelspiel	Kerrigan	Nolan	Stevens, N.
Brady	Endres	Kill	O'Connor, J. K.	Stevens, W. C.
Burns, J. I.	Fish	Kimball	O'Hare	Sullivan
Bush, R. P.	Gardenier	Kurth	Pealer	Townsend
Byrne	Gibbs	Lane, H. J.	Rhodes	Van Vranken
Byrnes	Greene	Lane, O. F.	Rice	Weed
Cooney	Gretsinger	Le Roy	Riley	White
Coons	Guenther	Mase	Sawmiller	Wissig
Cornell				

Those who voted in the negative, were

Acker	Clarke	Hoag	Lewis, R. J.	Pierson
Andrus	Connelly	Johnson, A.	L'Hommedieu	Saunders
Bennett	Crawford	Johnson, I. S.	Martin	Sheffer
Blumenthal	de Peyster	Johnson, R. S.	Miller	Sohmer
Bridges	Deyo	Jones	Mott	Stein
Burns, W. B.	Duffy	King	Mullaney	Stewart
Bush, G. H.	Everett	Larmon	Pearsall	Thompson
Christie	Groat	Lewis, B. B.	Peck	Webster

Mr. Andrus from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1107, entitled "An act to regulate the storing of personal property and the sale of the same for non-payment of such storage," reported adversely thereto (at the request of Mr. Gretsinger), which report was agreed to.

Mr. Mase, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Pierson, Int. No. 761, entitled "An act to amend article 4 of title 5 of chapter 9 of part 1 of the Revised Statutes, relating to grants of land under water, as amended by chapter 283 of the Laws of 1850," reported in favor of the passage of the same, with the following amendments:

Section 1, line 12, after the word "the" strike out the word "counties" and insert the word "county," and after the word "and," in same line, insert the words "in all parts of the country of," and after the word "Suffolk" insert the words "except Fisher's island."

Add as section 3 the following:

"§ 3. This act shall not affect or apply to any application for land under water in or surrounding Long Island, which had been made to or was pending with the Commissioners of the Land Office, prior to its passage; and the said Commissioners may grant the lands so applied for, the same as if this act had not been passed."

W. H. MASE,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Mase, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Sawmiller, Int. No. 1049, entitled "An act in relation to the inspection and operation of steam and naphtha vessels on Oneida, Onondaga and Skaneateles lakes," reported in favor of the passage of the same with the following amendments:

Immediately after the enacting clause insert the following:

"SECTION 1. Within ten days after the passage of this act the Governor, by and with the advice of the Senate, shall appoint three persons, who shall be known as a board of commissioners of navigation, each of said persons shall be a resident of one of the following counties, to wit, Onondaga, Cayuga, Madison, Oneida, Oswego. At all times one of said commissioners shall be a practical boat builder. The first three commissioners shall respectively hold office until the 1st day of March, 1891, 1892 and 1893; when appointed their respective terms of office shall be designated. The terms of office of all other commissioners appointed under this act, except to fill vacancies, shall be for three years, and they shall be respectively appointed within thirty days prior to the expiration of the term of any commissioner they are appointed to succeed. In case of a vacancy for any cause, the Governor shall appoint a commissioner for the unexpired term. Each commissioner shall hold office until the appointment and acceptance of his successor."

Strike out the figure "1" as the number of the first section and insert in lieu thereof the figure "2."

Same section, line 2, after the word "lakes" insert the words "and Seneca, Oswego and Oneida rivers."

Same section, line 4, after the word "navigation" strike out all down to and including the word "Syracuse" in line 5, and insert in lieu thereof the words "appointed pursuant to section 1 of this act."

Same section, line 7, after the word "lakes" insert the words "or rivers."

Section 2, line 1, strike out the figure "2" and insert the figure "3," and after the word "after" strike out the words "the passage of this act."

Same section, line 2, strike out all after the word "meet" down to and including the word "designated" in line 4, and after the word "and" strike out the words "they shall."

Same section, line 5, after the word "chairman" strike out all down to the end of line 8.

Same section, line 10, before the word "used" insert the words "and rivers."

Section 3, line 1, strike out the figure "3" and insert the figure "4."

Section 4, line 1, strike out the figure "4" and insert the figure "5."

Same section, line 3, after the word "lake" insert the words "Seneca, Oswego and Oneida rivers."

Section 5, line 1, strike out the figure "5" and insert the figure "6."

Same section, line 3, after the word "lakes" insert the words "and rivers."

Section 6, line 1, strike out the figure "6" and insert the figure "7."

Same section, line 11, after the word "lakes" insert the words "or rivers."

Section 7, line 1, strike out the figure "7" and insert the figure "8."

Section 8, line 1, strike out the figure "8" and insert the figure "9."

Same section, line 2, after the word "lakes" insert the words "or Seneca, Oswego or Oneida rivers."

Section 9, line 1, strike out the figure "9" and insert the figure "10."

Section 10, line 1, strike out the figure "10" and insert the figure "11."

Same section, line 2, after the word "lakes" insert the words "or rivers."

Section 11, line 1, strike out the figure "11" and insert the figure "12."

Same section, line 2, after the word "lakes" insert the words "or rivers."

Section 12, line 1, strike out the figure "12" and insert the figure "13."

Same section, line 3, after the work "lakes" insert the words "or rivers."

Section 13, line 1, strike out the figure "13" and insert the figure "14."

Section 14, line 1, strike out the figure "14" and insert the figure "15."

Section 15, line 1, strike out the figure "15" and insert the figure "16."

Section 16, line 1, strike out the figure "16" and insert the figure "17."

Section 17, line 1, strike out the figure "17" and insert the figure "18."

Section 18, line 1, strike out the figure "18" and insert the figure "19."

Same section, line 2, strike out the word "said" and insert the word "the" after the figure "3."

Same section, line 3, after the figure "3" insert the words "of Onondaga."

Section 19, line 1, strike out the figure "19" and insert the figure "20."

Same section, line 2, strike out the word "said" and insert the word "any," and after the word "country," in same line, insert the words "bordering on said waters."

Same section, line 7, after the word "judge" insert the words "of Onondaga county."

Same section, line 9, after the word "county" insert the words "of Onondaga."

Section 20, line 1, strike out the figure "20" and insert the figure "21."

Section 21, line 1, strike out the figure "21" and insert the figure "22."

Same section, at the end thereof add the following: "But nothing in this act shall be construed as applicable to private pleasure boats propelled by naphtha and used solely for private purposes."

Section 22, line 1, strike out the figure "22" and insert the figure "23."

Amend the title by inserting at the end thereof after the word "lakes" the words "and Seneca Oswego and Oneida rivers."

W. H. MASE,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Mott, said bill was ordered printed as amended, and when printed, to be recommitted to the committee on commerce and navigation, retaining its place on the order of second reading.

Mr. Mase, from the committee on commerce and navigation, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 153, entitled "An act to amend chapter 897 of the Laws of 1871, entitled 'An act to incorporate the Poughkeepsie Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points between the city of Poughkeepsie and town of Lloyd, Ulster county, on said river,'" reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Van Vranken, Int. No. 162, entitled "An act to authorize the board of supervisors of the county of Schenectady to sell and convey certain lands," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Abbey, Int. No. 699, entitled "An act to amend chapter 136 of the Laws of 1848, as amended by chapter 360 of the Laws of 1849, entitled 'An act to provide for the election of county treasurers, and fix their terms of office,'" reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 362, entitled "An act to alter the present system of repairing the highways," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Saunders, Int. No. 489, entitled "An act to amend title 4, article 4, part 1, chapter 11 of the Revised Statutes, of division and other fences," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Riley, Int. No. 102, entitled "An act to establish the compensation of the surrogate of Rensselaer county," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. H. C. Johnson, Int. No. 510, entitled "An act to amend section 72 of article 4 of title 1 of chapter 16 of part 1 of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof,'" reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Huson, Int. No. 578, entitled "An act in relation to the publication of the session laws, and authorizing board of supervisors to enter into contracts thereof," reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Kurth, Int. No. 134, entitled "An act providing for the erection of buildings and the construction of sewers, roads and water mains on the Kings county farm at St. Johnland, Long Island," reported the same for the consideration of the House, which report was agreed to, and said bill placed on order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Kurth, Int. No. 526, entitled "An act to amend chapter 556 of the Laws of 1888, entitled 'An act to provide for a police commission in the town of Flatbush, Kings county, and to establish a police force therein,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 187, entitled "An act to amend chapter 576 of the Laws of 1888, entitled 'An act establishing a board of improvement and defining its powers and duties, and to provide for lighting the streets and other places in the town of New Utrecht, in the county of Kings,'" reported in favor of the passage of the same with the following amendment:

Section 2 (engrossed bill), strike out lines 1 to 18, down to and including the words "notice of sale," in line 18.

F. S. NIXON,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Nixon, Int. No. 320, entitled "An act to allow the sheriff's department of any county in the State to establish a rogue's gallery, and to provide for the maintenance thereof," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Pierson, Int. No. 247, entitled "An act to cede to the town of Smithtown, in the county of Suffolk, lands under tide-waters within the limits of said town," reported the same for the consideration of the House, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Donaldson, Int. No. 271, entitled "An act to amend chapter 36 of the Laws of 1862, entitled 'An act to enable the electors of the town of Johnstown to vote by districts for town officers,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 310, "An act to authorize the town of Parishville, in St. Lawrence county, to maintain and use a lockup," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. King, from the committee on excise, to which was referred the bill introduced by Mr. Endres, Int. No. 712, entitled "An act to amend an act entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873," reported in favor of the passage of the same (Messrs. King, Christie and L'Hommedieu, dissenting), which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. King moved to recommit said bill to the committee on excise, with instructions to strike out the enacting clause.

Mr. Endres moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. King, and it was determined in the negative

{ AYES 46 }
{ NOES 51 }

Those who voted in the affirmative, were

Acker	de Peyster	Johnson, I. S.	Lewis, R. J.	Rhodes
Barton	Deyo	Johnson, R. S.	L'Hommedieu	Saunders
Bennett	Dickinson	Jones	Miller	Sheffer
Bradford	Everett	Kimball	Mitchell	Stevens, N.
Bridges	Fish	King	Mott	Stevens, W. C.
Burns, W. B.	Groat	Lane, H. J.	Nixon	Stewart
Christie	Guibord	Larmon	Pearsall	Thompson
Crawford	Hoag	Le Roy	Peck	Treadway
Curtis	Johnson, A.	Lewis, B. B.	Pierson	White
Davis				

Those who voted in the negative, were

Abbey	Connolly	Greene	McKnight	Schaaff
Andrus	Cooney	Gretsinger	McTernan	Sheehan
Blanchfield	Coons	Guenther	Menninger	Shields
Blumenthal	Cornell	Haffner	Mullaney	Sohmer
Boyce	Currier	Kelly	Nolan	Stein
Brady	Dempsey	Kerrigan	O'Connor, J. K.	Stevens, J. H.
Bush, G. H.	Dinkelspiel	Kill	O'Hare	Sullivan
Bush, R. P.	Duffy	Kurth	Rice	Townsend
Byrne	Endres	Martin	Riley	Webster
Byrnes	Gibbs	McBride	Sawmiller	Wissig
Clarke				

Mr. Sheehan moved to take from the table the motion of Mr. Hoag recommitting to the committee on affairs of cities, with instructions to strike out the enacting clause, the Senate bill (No. 533) entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water." (Rec. No. 304.)

Mr. Speaker put the question whether the House would agree to said motion of Mr. Sheehan to take from the table the motion of Mr. Hoag, and it was determined in the affirmative.

{ AYES 61 }
{ NOES 35 }

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	Menninger	Sheffer
Adams	Courtney	Harwood	Mullaney	Shields
Andrus	Currier	Hitt	Nixon	Stevens, J. H.
Barton	Curtis	Kelly	O'Connor, J. K.	Stevens, W. C.
Blanchfield	Dinkelspiel	Kerrigan	O'Hare	Sullivan
Boyce	Endres	Kill	Page	Tompkins
Bradford	Fish	Kimball	Rhodes	Townsend
Brady	Gardenier	Le Roy	Rice	Treadway
Burns, J. I.	Gibbs	Mase	Riley	Van Vranken
Bush, R. P.	Greene	McBride	Sawmiller	Weed
Byrne	Gretsinger	McKnight	Schaaff	White
Byrnes	Guenther	McTernan	Sheehan	Wissig
Coons				

Those who voted in the negative, were

Acker	Crawford	Johnson, A.	Lewis, B. B.	Pierson
Bennett	de Peyster	Johnson, I. S.	Lewis, R. J.	Saunders
Blumenthal	Deyo	Johnson, R. S.	L'Hommedieu	Sohmer
Bridges	Dickinson	Jones	Martin	Stein
Christie	Duffy	King	Mitchell	Stewart
Connelly	Everett	Lane, H. J.	Pearsall	Thompson
Cooney	Hoag	Larmon	Peck	Webster

The question recurring upon the motion of Mr. Hoag to recommit said bill to the committee on affairs of cities with instruction to strike out the enacting clause,

Mr. Sheehan moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree said motion of Mr. Hoag, and it was determined in the negative.

{ AYES 36 }
{ NOES 61 }

Those who voted in the affirmative, were

Acker	de Peyster	Johnson, R. S.	Martin	Saunders
Bennett	Deyo	Jones	Miller	Sohmer
Blumenthal	Duffy	King	Monaghan	Stein

Bridges	Everett	Larmon	Mullaney	Stevens, N.
Bush, G. H.	Hoag	Lewis, B. B.	Pearsall	Stewart
Christie	Johnson, A.	Lewis, R. J.	Peck	Thompson
Clarke	Johnson, I. S.	L'Hommedieu	Pierson	Webster
Connelly				

Those who voted in the negative, were

Abbey	Coons	Haffner	Menninger	Sheehan
Adams	Cornell	Harwood	Nixon	Sheffer
Andrus	Courtney	Hitt	Nolan	Shields
Barton	Currier	Kelly	O'Connor, J. K.	Stevens, J. H.
Blanchfield	Curtis	Kerrigan	O'Hare	Stevens, W. C.
Boyce	Dinkelspiel	Kimball	Page	Sullivan
Bradford	Endres	Kurth	Pealer	Townsend
Brady	Gardenier	Le Roy	Rhodes	Treadway
Burns, J. I.	Gibbs	Mase	Rice	Van Vranken
Burns, W. B.	Greene	McBride	Riley	Weed
Bush, R. P.	Gretsinger	McKnight	Sawmiller	White
Byrne	Guenther	McTernan	Schaaff	Wissig
Cooney				

Pending the call of the roll,

Mr. Hoag moved that Mr. Fish be required to vote.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Thompson moved that the time within which the committee on on charitable and religious societies may report be extended to April 25.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. White, from the committee on public printing, reported a bill entitled "An act to provide for the printing, binding and distribution of 3,500 copies of the Legislative Manual, and making an appropriation therefor" (Int. No. 1159), which was laid upon the table.

Mr. White, from the committee on public printing, to which was referred the bill introduced by Mr. Speaker, Int. No. 1141, entitled "An act to provide for the printing, binding and distribution of 4,000 copies of the Clerk's Manual for 1890, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

The Senate returned the bill entitled "An act to amend chapter 623, Laws of 1887, entitled 'An act to amend chapter 534 of the Laws of 1879, entitled An act for the preservation of moose, wild deer, birds, fish and other game'" (No. 501), with a message that they have concurred in the passage of the same, as amended, with the following further amendments:

Add as section 2 the following:

§ 2. The amendments in this act contained shall not apply to or affect the county of St. Lawrence.

Change "§ 3," engrossed bill, to "§ 4."

Mr. W. C. Stevens moved to non-concur in said amendments, that a committee of conference be appointed on the part of the House, and request the appointment of a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. W. C. Stevens, Mase, Adams, Hitt and Townsend.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in their amendments, have appointed a committee of conference thereon, and request the appointment of a like committee on the part of the Senate.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888" (No. 1393), reported the same with the recommendation that it be amended as follows:

Section 1, line 7, after the word "hereby" insert the word "further."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to make the office of county clerk of Chautauqua county a salaried office, and regulating the management of said office" (No. 1354), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "Chautauqua" strike out the word "next," and after the word "elected" insert the words "after the passage of this act."

Section 3, line 13, strike out the words "be devolved" and insert the word "devolve."

Mr. Speaker put the question whether the house would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to provide for the welfare of the Indians in this State" (No. 1152), reported the same with the recommendation that it be amended as follows:

Section 11, line 3, strike out the word "he" and insert the word "it."

Section 14, line 13, strike out the word "and," last occurring.

Section 24, line 4, strike out the last word in the line, and insert the word "general."

Section 26, line 9, strike out the word "and" and insert the word "are."

Section 27, line 1, strike out the word "Lindian" and insert the word "Indian."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act to consolidate the several school districts within the corporate limits of the

village of Owego, and to establish free schools in the same,' passed April 23, 1864, and the acts amendatory thereof" (No. 1082), reported the same with the recommendation that it be amended as follows:

Section 1, lines 4 and 5, strike out the words "passed April 23, 1864."

Amend the title by striking out the words "an act" after the word "amend," and inserting the words "chapter 309 of the Laws of 1864;" also, by striking out the words "passed April 23, 1864."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 4 of title 11, relating to police and excise, of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' and the several acts amendatory thereof" (No. 1234), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "relating to police and excise."

Amend the title by striking out the words "relating to police and excise" and inserting at the end thereof the words "relating to police and excise."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 1 of chapter 344 of the Laws of 1886, entitled 'An act to amend section 1 of chapter 398 of the Laws of 1883, entitled 'An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes'" (No. 569), reported the same with the recommendation that it be amended as follows:

Section 1, strike out all between the word "section," first occurring, and the word "eleven."

Same section, line 5, after the word "statutes" insert the words "as amended by chapter 398 of the Laws of 1883, and by chapter 344 of the Laws of 1886."

Same section, line 6, after the word "hereby" insert the word "further."

Amend the title by striking out all after the word "amend," first occurring, down to the words "section eleven," and at the end thereof add the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 57 of the Laws of 1883, entitled 'An act for the preservation of public records, maps and papers'" (No. 1261), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "eighty-three" insert the words "entitled 'An act for the preservation of public records, maps and papers,'"

Section 2, lines 1 and 2, strike out the words "chapter 57 of the Laws of 1883," and insert the words "said act."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend chapter 363 of the Laws of 1875, entitled 'An act to enlarge the board of education in union free school district No. 6, in the town of Northfield, and county of Richmond, and to change the name of said district, and to authorize the said board of education to sell and convey to the purchaser thereof the present school-house and site, and also to purchase a new site for a school-house in said district, and to erect thereupon a new school-house, and to provide for the raising of money therefor, and to change the name of said school district to Port Richmond union free school district, and also to amend the title of said act so as to insert therein the words or acquire title to a new school-house site, and to omit therefrom the reference to the enlargement of the board of education.'" (No. 1226.)

"An act to amend chapter 573 of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof.'" (No. 701.)

"An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'" (No. 1223.)

"An act in relation to railroads, constituting chapter 39 of the general laws." (No. 1355.)

Ordered, That said bills be engrossed for a third reading.

Mr. Pearsall, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Richardson, Int. No. 128, entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled 'An act to prevent deception in sales of dairy products,'" reported in favor of the passage of the same, with the following amendments:

(Reference in all cases to the engrossed bill.)

Page 3, section 3, line 22, strike out the word "half," and insert the word "third."

Strike out all of section 5, and insert as section 5 the following:

"§ 5. Section 11 of said chapter 183 of the Laws of 1885, is hereby amended so as to read as follows:

"§ 11. No person shall manufacture, sell or offer for sale any condensed milk, unless the same shall be put in packages upon which

shall be distinctly labeled or stamped the name, or brand, by whom or under which the same is made. No condensed milk shall be made, or offered for sale, unless the same is manufactured from pure, clean, healthy, fresh, unadulterated and wholesome milk, from which the cream has not been removed, or unless the milk solids contained in the condensed milk shall be in amount the equivalent of twelve per centum of milk solids in crude milk, and of such solids twenty-seven and seven-ninths per centum shall be fat. When condensed milk shall be sold from cans, or packages, not hermetically sealed, the vender shall brand or label such cans or packages with the name of the county or counties from which the same was produced, and the name of the vender. Whoever violates the provisions of this section shall be guilty of a misdemeanor, and be punished by a fine of not less than fifty dollars, or by imprisonment of not more than six months, or by both such fine and imprisonment for the first offense, and by six month's imprisonment for each subsequent offense."

E. A. PEARSALL,

Chairman.

Which report was agreed to and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. White, Int. No. 1064, entitled "An act in relation to certain bonds issued by the village of Baldwinsville, under chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof, and the several acts amendatory thereof, and supplementary thereto,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 242, entitled "An act to incorporate the New York and New England Agricultural and Industrial Society," reported in favor of the passage of the same with the following amendment:

Section 8, line 11, engrossed bill, strike out the word "its" and insert the word "the," and add at the end of section the following: "Which should belong to the county in which such fair shall be held. But this association shall not share in any of the moneys accruing under the Ives Pool Bill."

E. A. PEARSALL,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 84 of the Laws of 1886, entitled 'An act to incorporate the city of Jamestown,' and the several acts amendatory thereof." (Int. No. 1150.)

"An act to extend the time for the completion of the Hudson tunnel railway." (No. 78.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act in relation to the bridge over the Harlem river in the city of New York, known as Washington bridge, and the acquisition and improvement of lands in connection therewith" (Rec. No. 281), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to authorize the Attorney-General to add to his report of 1889 official opinions of public interest rendered during the year 1888, and to authorize the printing of the same." (No. 572.)

"An act to amend chapter 467 of the Laws of 1871, entitled 'An act to authorize a public cemetery in the town of Williamstown, Oswego county.'" (No. 1181.)

"An act to reimburse in part the town of Madison, in the county of Madison, for the additional expenses incurred by said town by reason of the abandonment of the Chenango canal by the State." (No. 693.)

"An act to amend article 3 of title 3 of chapter 11 of part 1 of the Revised Statutes, entitled 'Of vacancies in town offices.'" (No. 640.)

"An act to authorize the repairing of the damage to a public highway leading from the village of Lowville to the bridge over Black river known as Beache's bridge, in the county of Lewis, caused by the overflow of said river, by reason of the State dam thereon, and to so alter said highway as to prevent future damage from said cause, and making an appropriation therefor." (No. 373.)

"An act to authorize the comptroller of the city of New York to examine the claim of John J. Clarke, and to audit and pay the amount justly due." (No. 525.)

"An act authorizing the erection of a town house in the town of Theresa, and authorizing the town of Theresa to issue bonds in payment thereof." (Int. No. 1136.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

"An act to amend chapter 417 of the Laws of 1878, entitled 'An act to provide for the laying out and improvement of the public squares and places established in Fourth avenue in the city of New York,' by chapter 528 of the Laws of 1873." (No. 753.)

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Pierson presented a petition with reference to the appointment of commissioners to examine wild lands in Suffolk county, and laying out the same into public parks; which was read and referred to the committee on public lands and forestry.

Mr. Weed presented a petition with reference to Assembly bill No. 126 (as amended by the judiciary committee), entitled "An act to provide for the satisfaction of judgments for necessities by the levy of an execution on ten per centum of the wages, salary, income or profits of the judgment debtor; which was read and referred to the committee on the judiciary.

Mr. Speaker presented a petition relative to appointment of women deputy factory inspectors; which was read and referred to the committee on ways and means.

The privileges of the floor were extended to Hons. D. P. Horton and John B. Shay.

Leave of absence was granted to Mr. L'Hommedieu until Wednesday, April 23.

On motion of Mr. Sheehan, the House adjourned until Monday evening at 8 o'clock P. M.

MONDAY, APRIL 21, 1890.

The House met pursuant to adjournment.

Prayer by Rev. William H. Decker.

On motion of Mr. Andrus the journal of Friday, April 18th, was approved without being read.

Mr. Rhodes offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 682, entitled "An act to repeal section 17 of chapter 819 of the Laws of 1868, entitled 'An act to regulate, grade, widen, macadamize and improve a public highway in the towns of Eastchester and Westchester, in the county of Westchester, commonly called the 'old White Plains road,' and also a portion of First street in the village of Mount Vernon," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Rhodes offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 683, entitled "An act to repeal section 17 of chapter 906 of the Laws of 1869, entitled 'An act to regulate, grade, widen, gravel and improve a public highway in the towns of Eastchester, Scarsdale and White Plains, in the county of Westchester, commonly called the old White Plains post-road, and also a portion of Fourth avenue in the village of Central Mount Vernon,' for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following entitled bills:

"An act to incorporate the Troy and Breaker Island Bridge Com-

pany, and to authorize the construction of a bridge across the Hudson river at the city of Troy, and appurtenances and approaches to said bridge" (Rec. No. 334), which was read the first time.

Mr. McKnight asked unanimous consent that said bill be substituted for Assembly bill No. 1220, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 70}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Kerrigan	Nolan	Shields
Acker	Dempsey	Kurth	O'Connor, J. J.	Stevens, J. H.
Adams	de Peyster	Lane, H. J.	O'Connor, J. K.	Stevens, W. C.
Andrus	Deyo	Larmon	O'Hare	Stranahan
Bennett	Dickinson	Lewis, B. B.	Page	Thompson
Blanchfield	Endres	Martin	Pealer	Tompkins
Blumenthal	Fish	McBride	Peck	Towne
Boyce	Fitts	McTernan	Pierson	Townsend
Bridges	Guenther	Menninger	Rice	Treadway
Bush, R. P.	Guibord	Miller	Sage	Van Vranken
Connelly	Henderson	Mitchell	Sawmiller	Webster
Coons	Huson	Monaghan	Schaaff	Weed
Cornell	Johnson, A.	Mott	Sheehan	White
Crawford	Johnson, I. S.	Nixon	Sheffer	Wissig

Unanimous consent having been granted, the substitution was made and said bill placed on the order of third reading.

"An act relative to the rate of fare and of tolls to be charged by the Union Ferry Company of the city of Brooklyn" (Rec. No. 335), which was read the first time and referred to the committee on commerce and navigation.

"An act for the purpose of securing an efficient and thorough inspection of the metalliferous and other mines within the State of New York, and to provide for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and to provide for the appointment of a mining inspector, and to prescribe his duties and powers." (Rec. No. 336.)

On motion of Mr. Dempsey, said bill was laid upon the table.

"An act to authorize the town of Long Lake, Hamilton county, to raise money for the purpose of providing a town hall and offices for town officers." (Rec. No. 337.)

Mr. Christie asked unanimous consent that said bill be substituted for Assembly bill No. 1321, now on order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 69}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Johnson, I. S.	Pealer	Stevens, W. C.
Acker	Cornell	Johnson, R. S.	Pearsall	Stranahan
Adams	Crawford	Kelly	Peck	Sulzer

Andrus	Currier	King	Pierson	Thompson
Ballantine	Curtis	Kurth	Rhodes	Tompkins
Barton	Deyo	Lane, H. J.	Rice	Towne
Bennett	Dickinson	Lewis, B. B.	Sage	Treadway
Blanchfield	Greene	McBride	Saunders	Van Vranken
Boyce	Groat	McKnight	Sawmiller	Webster
Brady	Guenther	Menninger	Schaaff	Weed
Bridges	Guibord	Miller	Sheehan	Whipple
Burns, J. I.	Henderson	O'Connor, J. J.	Sheffer	White
Christie	Huson	O'Connor, J. K.	Shields	Wissig
Connelly	Johnson, A.	O'Hare	Stevens, J. H.	

Unanimous consent having been granted, the substitution was made and said bill placed on the order of second reading.

"An act in relation to the running of freight trains in this State" (Rec. No. 338), which was read the first time and referred to the committee on railroads.

"An act to amend chapter 330 of the Laws of 1887, entitled 'An act to provide for the acquisition of sites for armories for the National Guard in the city of New York'" (Rec. No. 339), which was read the first time.

Mr. Blumenthal asked unanimous consent that said bill be substituted for Assembly bill No. 1233, now on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES' 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Haffner	Mitchell	Sheehan
Acker	Connelly	Henderson	Monaghan	Shields
Adams	Cornell	Johnson, A.	Nolan	Stevens, W. C.
Andrus	Crawford	Johnson, I. S.	O'Connor, J. J.	Stranahan
Ballantine	Currier	Jones	Page	Sullivan
Barton	Deyo	Kelly	Pealer	Thompson
Bennett	Dickinson	Kerrigan	Pearsall	Tompkins
Blanchfield	Fitts	King	Peck	Towne
Blumenthal	Gardenier	Kurth	Pierson	Webster
Brady	Gibbs	Lewis, B. B.	Sage	Weed
Bridges	Groat	Lewis, R. J.	Sawmiller	Whipple
Burns, J. I.	Guenther	McTernan	Schaaff	White
Bush, R. P.	Guibord	Miller	Selleck	Wissig
Byrne				

Unanimous consent having been granted, the substitution was made and said bill placed on the order of third reading.

"An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,' and relating to such corporations" (Rec. No. 340), which was read the first time and referred to the committee on the judiciary.

"An act repealing certain acts" (Rec. No. 341), which was read the first time and referred to the committee on the judiciary.

Mr. Gardenier asked unanimous consent that said bill be placed on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 69}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Dempsey	Huson	McTernan	Schaaff
Acker	Deyo	Johnson, A.	Menninger	Shields
Adams	Dickinson	Johnson, H. C.	Miller	Thompson
Andrus	Dinkelspiel	Johnson, I. S.	Mitchell	Tompkins
Ballantine	Everett	Jones	Monaghan	Towne
Barton	Fitts	Kelly	Mott	Townsend
Boyce	Gibbs	Kerrigan	Mullaney	Treadway
Brady	Greene	Kimball	Nixon	Van Vranken
Burns, J. I.	Gretsinger	King	O'Connor, J. J.	Webster
Bush, R. P.	Groat	Lane, H. J.	O'Connor, J. K.	Weed
Byrne	Guenther	Lane, O. F.	Peck	Whipple
Crawford	Guibord	Lewis, B. B.	Riley	White
Currier	Haffner	Martin	Saunders	Wissig
Curtis	Harwood	McKnight	Sawmiller	

Unanimous consent having been granted, said bill was placed on the order of second reading.

"An act to prohibit the granting of licenses for the sale of intoxicating liquors near homes for the detention and care of inebriates" (Rec. No. 342), which was read the first time and referred to the committee on excise.

"An act to amend section 2 of chapter 474 of the Laws of 1887, entitled 'An act to amend chapter 230 of the Laws of 1882, entitled An act to incorporate the Franklin Loan and Trust Company of the city of New York'" (Rec. No. 343), was read the first time.

Mr. Sulzer asked unanimous consent that said bill be placed on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Acker	Curtis	Kimball	O'Hare	Sohmer
Adams	Dempsey	King	Page	Stevens, J. H.
Ballantine	Deyo	Kurth	Pealer	Stevens, N.
Barton	Fish	Lane, H. J.	Pearsall	Stranahan
Brady	Fitts	Lane, O. F.	Peck	Thompson
Bridges	Gretsinger	Le Roy	Rhodes	Tompkins
Burns, J. I.	Guenther	McKnight	Riley	Towne
Byrne	Guibord	Menninger	Sage	Townsend
Byrnes	Harwood	Miller	Saunders	Van Vranken
Connolly	Huson	Monaghan	Sawmiller	Weed
Cooney	Johnson, A.	Mott	Schaaff	Whipple
Coons	Johnson, I. S.	O'Connor, J. J.	Selleck	White
Cornell	Jones	O'Connor, J. K.	Sheffer	Wissig
Currier				

Unanimous consent having been granted, said bill was placed on the order of second reading.

"An act to amend section 2801 of the Code of Civil Procedure" (Rec. No. 344), which was read the first time and referred to the committee on codes.

"An act in relation to towns, constituting chapter 20 of the general laws" (Rec. No. 345), which was read the first time and referred to the committee on general laws.

"An act in relation to highways, constituting chapter 19 of the general laws" (Rec. No. 346), which was read the first time and referred to the committee on general laws.

"An act authorizing and empowering the Commissioners of the Land Office, in their discretion, to grant to Charles D. Archer and George Archer, as executors of the last will and testament of Michael A. Archer, deceased, and to Brewster J. Allison lands under the waters of the Hudson river at Haverstraw, in the county of Rockland, in the State of New York" (Rec. No. 347), which was read the first time.

Mr. Tompkins asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	McBride	Sage
Acker	Crawford	Guibord	McKnight	Saunders
Adams	Currier	Haffner	McTernan	Sawmiller
Andrus	Decker	Harwood	Miller	Selleck
Ballantine	Dempsey	Huson	Mitchell	Sheehan
Barton	Deyo	Johnson, A.	Mott	Sheffer
Bennett	Dickinson	Johnson, I. S.	Mullaney	Shields
Blanchfield	Dinkelspiel	Jones	Nixon	Stein
Bridges	Endres	Kelly	O'Connor, J. K.	Stevens, J. H.
Burns, J. I.	Everett	Kimball	O'Hare	Stevens, W. C.
Bush, R. P.	Fish	Kurth	Page	Thompson
Byrne	Fitts	Lane, H. J.	Pealer	Tompkins
Byrnes	Gardenier	Lane, O. F.	Pearsall	Towne
Christie	Gibbs	Larmon	Peck	Webster
Connelly	Greene	Le Roy	Rhodes	White
Coons	Gretsinger	L'Hommedieu	Rice	Wissig
Cornell	Groat	Martin		

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Haffner	McKnight	Riley
Acker	Decker	Huson	McTernan	Sage
Adams	Dempsey	Johnson, A.	Menninger	Saunders
Andrus	de Peyster	Johnson, H.C.	Miller	Schaaff
Ballantine	Deyo	Johnson, I. S.	Mitchell	Selleck
Barton	Dickinson	Johnson, R.S.	Monaghan	Sheehan
Bennett	Dinkelspiel	Jones	Mott	Stevens, J. H.
Blumenthal	Everett	Kelly	Nixon	Stevens, W. C.
Boyce	Fitts	Kimball	O'Connor, J.K.	Stewart
Bradford	Gardenier	Kurth	O'Hare	Thompson
Brady	Gibbs	Lane, H. J.	Page	Tompkins
Bridges	Greene	Lane, O. F.	Pearsall	Towne
Bush, R. P.	Gretsinger	Le Roy	Peck	Townsend
Byrne	Groat	Lewis, R. J.	Pierson	Webster
Byrnes	Guenther	Martin	Rhodes	White
Christie	Guibord	McBride	Rice	Speaker
Crawford				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend chapter 193 of the Laws of 1888, entitled 'An act to authorize the selection, location and acquiring of certain grounds for public parks and parkways in and near the city of Rochester, and to provide for the maintenance and embellishment thereof'" (Rec. No. 348), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section 376 and section 382 of the Code of Civil Procedure, in relation to limitations of actions upon judgments rendered in courts not of record" (Rec. No. 349), which was read the first time and referred to the committee on codes.

"An act to incorporate the Patent and Copyright Guarantee and Trust Company, of New York, and for the assistance and protection of inventors and authors" (Rec. No. 350), which was read the first time and referred to the committee on the judiciary.

"An act relating to the Northern New York Institution for Deaf-mutes at Malone, N. Y." (Rec. No. 351), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' as amended by chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and to consolidate therewith the several acts in relation to the charter of said city" (Rec. No. 352), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of paying the awards made to the plank-road companies

under chapter 102 of the Laws of 1888 " (Rec. No. 353), was read the first time.

Mr. Andrus asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker the Clerk called the roll.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Groat	McBride	Saunders
Acker	Cornell	Guenther	McKnight	Sawmiller
Adams	Crawford	Harwood	Menninger	Schaaff
Andrus	Dempsey	Henderson	Miller	Selleck
Ballantine	de Peyster	Huson	Mitchell	Sheffer
Barton	Deyo	Johnson, A.	Monaghan	Shields
Bennett	Dickinson	Johnson, H. C.	Mott	Stein
Blumenthal	Dinkelspiel	Johnson, I. S.	Nixon	Stevens, J. H.
Brady	Endres	Jones	Nolan	Stevens, N.
Bridges	Everett	Kelly	O'Connor, J. J.	Thompson
Burns, J. I.	Fish	Kimball	O'Connor, J. K.	Tompkins
Byrnes	Fitts	Kurth	Pealer	Towne
Christie	Gardenier	Lane, H. J.	Peck	Webster
Connelly	Gibbs	Le Roy	Rhodes	White
Cooney	Gretsinger	Martin	Sage	Wissig

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	McTernan	Schaaff
Acker	Cornell	Harwood	Menninger	Selleck
Adams	Crawford	Huson	Miller	Sheffer
Andrus	Currier	Johnson, A.	Monaghan	Shields
Ballantine	Curtis	Johnson, H. C.	Mott	Sohmer
Barton	Decker	Johnson, I. S.	Nixon	Stevens, J. H.
Bennett	Dempsey	Jones	O'Hare	Stevens, N.
Blumenthal	Deyo	Kelly	Pealer	Stewart
Boyce	Dickinson	Kimball	Pearsall	Sullivan
Brady	Dinkelspiel	Kurth	Peck	Thompson
Bridges	Endres	Lane, H. J.	Pierson	Tompkins
Burns, J. I.	Everett	Lane, O. F.	Rhodes	Towne
Bush, R. P.	Fitts	Le Roy	Riley	Webster
Byrnes	Gardenier	Martin	Sage	Whipple
Christie	Gibbs	McBride	Saunders	White
Connelly	Gretsinger	McKnight	Sawmiller	Wissig
Cooney	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read, in the words following:

• STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 21, 1890.

To the Legislature :

In my annual message submitted to you in January last, I suggested for your consideration the propriety of the adoption of the substantial features of what is known as the "Corrupt Practices Act" of Great Britain, and expressly recommended that "each candidate and the executive committee of each political party should be required to publish an itemized verified statement of all the moneys expended by them in each campaign, and the particular purposes of such expenditures."

The act which the Legislature subsequently passed upon this subject, being chapter 94 of the Laws of 1890, makes reasonably severe requirements with reference to the filing of itemized statements of expenditures by candidates, but fails to demand a similar obligation on the part of political agents or committeemen.

In a memorandum filed by me approving this bill I said:

"The whole measure so far as it goes is meritorious, and if enforced and sustained by an active, vigilant and enlightened public sentiment is capable of accomplishing some practical and genuine reform."

The initial operation of this measure at recent municipal elections has made it more clearly apparent that the act does not go far enough, and has demonstrated that its excellent provisions should be extended so as to include political committees and agents among those required to file statements of expenditures. Without such extension the practical benefit desired by the passage of the act in discouraging large contributions by candidates, will only be partially secured, as it has been lately shown that candidates, while formally complying with the new law, have, as a general rule, merely sworn that certain sums contributed by them have been paid over to the chairman or treasurer or their respective political committees for legitimate campaign expenses, but for what specific purposes the moneys thus given were expended were not disclosed, and the committees themselves are not required to render any account of moneys received or paid out.

The information thus actually furnished to the public is meager and unsatisfactory, and does not fully accomplish the desirable objects of the law. New York was the first State in the Union to adopt a "Corrupt Practices Act," and it should be equally prompt to remedy any defects or omissions which may be disclosed in its actual operation.

I desire, therefore, respectfully to call the attention of the Legislature to the weakness which an actual experiment of the new law has more clearly developed, and to suggest that the act be amended so as to meet the objection raised. I have caused to be prepared an amendment to the Penal Code, which is intended to strengthen and perfect the law, and which I take pleasure in transmitting herewith. It has been carefully drawn, and would seem to be as strict in its require-

ments as the purpose of the statute demands. I heartily commend it to the consideration of the Legislature.

While it will be observed that the proposed act imposes no restriction upon the amount of money which candidates or other persons may contribute for political purposes, nevertheless I desire to suggest the advisability of some such limitation — somewhat analogous to the provisions of the English act. This would involve the establishment of a scale of amounts properly graded, which shall prescribe the maximum sum that a candidate for each office may contribute for the purposes of his election. Such a provision might also limit in some appropriate manner the amount of expenditures by committees and the subscriptions of contributors.

DAVID B. HILL.

Mr. Sheehan moved to refer the message to the committee on the judiciary, with instructions to report a bill in conformity with the provisions suggested by the Governor.

Mr. Fish called for a division of the question.

Mr. Speaker put the question whether the House would agree to said motion to refer said message to the committee on the judiciary, and it was determined in the affirmative.

The question recurring upon the motion of Mr. Sheehan, to instruct the committee,

Mr. Fish moved to lay the same upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Fish, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 47 }

Those who voted in the affirmative, were

Acker	Deyo	Johnson, I. S. Mitchell	Sheffer
Andrus	Dickinson	Johnson, R.S. Mott	Stevens, W. C.
Ballantine	Everett	Jones	Nixon
Bennett	Fish	Kimball	Page
Bridges	Fitts	King	Pearsall
Burns, J. I.	Gardenier	Kurth	Peck
Burns, W. B.	Gibbs	Lane, H. J.	Pierson
Crawford	Gretsinger	Larmon	Rhodes
Currier	Groat	Le Roy	Saunders
Curtis	Guibord	Lewis, B. B.	Sawmiller
Decker	Johnson, A.	Lewis, R. J.	Selleck
de Peyster	Johnson, H.C.	Miller	White

Those who voted in the negative, were

Abbey	Coons	Kelly	Mullaney	Shields
Blanchfield	Cornell	Kerrigan	O'Connor, J.J.	Sohmer
Blumenthal	Dempsey	Lane, O. F.	O'Hare	Stevens, J. H.
Boyce	Dinkelspiel	Martin	Pealer	Sullivan
Brady	Endres	McBride	Rice	Sulzer
Bush, R. P.	Greene	McKnight	Riley	Townsend
Byrne	Guenther	McTernan	Sage	Van Vranken
Byrnes	Haffner	Menninger	Schaaff	Webster
Connelly	Henderson	Monaghan	Sheehan	Wissig
Cooney	Huson			

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 21, 1890. }

To the Assembly:

Assembly bill No. 140, entitled "An act to amend chapter 239 of the Laws of 1886, entitled 'An act to incorporate the Poughkeepsie Associated Fire Department of the City of Poughkeepsie,'" is herewith returned without approval.

A bill exactly similar in its provisions to this was passed at the last session of the Legislature and was vetoed by the Executive upon the ground that it exempted the real and personal property of the Poughkeepsie Associated Fire Department from taxation. If it is deemed wise by the Legislature that one such corporation should be exempted from paying taxes, the same privilege should be extended to all benevolent and charitable corporations. Laws exempting property from taxation should be general in character and should operate equally throughout the State. This is a special bill and I have for some years uniformly withheld my approval from measures of this kind.

DAVID B. HILL.

On motion of Mr. de Peyster, said bill and accompanying message were laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 21, 1890. }

To the Assembly:

Assembly bill No. 326, entitled "An act to amend section 2 of chapter 444 of the Laws of 1874, entitled 'An act to create a board of excise in the several towns of this State,' and the acts amendatory thereof," is herewith returned without approval.

This bill is regarded as unnecessary at this time. It simply proposes a form of indorsement to be used upon excise ballots in the towns of the State. A general act relative to the form of ballots and the manner of voting is now pending in the Senate, with fair prospects, as I am advised, of its passage by the Legislature. The act seems to meet with general approbation and if passed in its present shape will probably become a law, inasmuch as it has been freed from constitutional and other objections which heretofore have made similar measures obnoxious to a part of the Legislature and to the Executive.

In view of the strong assurance, therefore, of the enactment of this general law, the legislation intended by the bill before me would seem to be unnecessary. Under the general ballot reform bill, if enacted, the form of ballot would differ radically from the one here contemplated, and separate excise ballots would be abolished. The provisions of this bill would be void, in that case, and its enactment at this time is consequently regarded as unwise. To permit it to become a law would probably be merely to add an unnecessary statute to the volume of legislation now rapidly accumulating.

DAVID B. HILL

On motion of Mr. Pierson, said bill and accompanying message were laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 21, 1890.

To the Assembly:

Assembly bill No. 781, entitled "An act to authorize to Groton Cemetery Association, located in the town of Groton, Tompkins county, New York, to change its corporate name," is herewith returned without approval.

The chief provision in this bill seems to be, as indicated in this title, to authorize the Groton Cemetery Association to change its name to "The Groton Rural Cemetery Association." If this is the purpose of the measure, it may be accomplished under chapter 280 of the Laws of 1876, without any additional legislation. This general act was framed to remove the necessity for such special legislation as is here proposed, and the attention of the Legislature is again directed to its provisions.

As to the bill's remaining provisions, they are either entirely unnecessary legislation or their wording is so defective as not clearly to indicate their purpose.

DAVID B. HILL.

On motion of Mr. Stevens, said bill with accompanying message were laid upon the table.

A message from the Senate was received and read, in the words following:

IN SENATE, April 16, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 180, entitled "An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plankroads, and to defray the expense thereof by local assessments of fifteen equal annual installments.'" (Rec. No. 234.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Laughlin, and by unanimous consent, the same was amended as follows:

Insert a new section to be known as section 5, as follows:

"§ 5. The title of the said chapter is hereby amended so as to read as follows: 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plankroads, and to defray the expense thereof by local assessments of ten equal annual installments.'"

Change "§ 5" to "§ 6."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, Clerk.

On motion of Mr. Sheehan, said message was laid upon the table.

Mr. Fish in the chair.

The Senate returned the bill entitled 'An act to provide for equipping and furnishing, and for heating and lighting apparatus,

for sewerage and for water supply for the State Normal and Training School at Plattsburgh, and for grading the grounds thereof and laying walks thereon," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 2, engrossed bill, strike out the word "equipping" and insert in lieu thereof the words "the complete equipment."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Lewis, R. J.	Sawmiller
Acker	Cornell	Guibord	McBride	Schaaff
Adams	Crawford	Haffner	McKnight	Sheehan
Ballantine	Currier	Harwood	McTernan	Sheffer
Barton	Curtis	Henderson	Miller	Stein
Bennett	Decker	Johnson, A.	Mott	Stranahan
Boyce	Dempsey	Johnson, H.C.	Nixon	Sullivan
Brady	Dinkelspiel	Johnson, I. S.	O'Connor, J.K.	Thompson
Bridges	Endres	Johnson, R. S.	O'Hare	Tompkins
Burns, J. I.	Fish	Jones	Peck	Towne
Burns, W. B.	Fitts	Kelly	Pierson	Townsend
Bush, R. P.	Gardenier	Kurth	Rhodes	Webster
Byrne	Gibbs	Lane, H. J.	Rice	Weed
Byrnes	Greene	Lane, O. F.	Riley	Whipple
Christie	Gretsinger	Larmon	Sage	White
Connelly	Groat	Le Roy	Saunders	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Nixon offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 146, entitled "An act for the relief of James C. Hale," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act requiring statements to be filed showing the amount due on bonds and mortgages affecting real estate" (No. 896), with a message that they have concurred in the passage of the same with the following amendment:

Section 2, engrossed bill, last line, after the word "recorded" insert the words "and shall make a concise marginal note of such statement upon the original record of such mortgage."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	McTernan	Schaaff
Acker	Coons	Huson	Menninger	Sheehan
Adams	Cornell	Johnson, A.	Miller	Sheffer
Barton	Crawford	Johnson, H.C.	Nixon	Shields
Bennett	Currier	Johnson, I. S.	Nolan	Stevens, W. C.
Blanchfield	Curtis	Johnson, R.S.	O'Connor, J.K.	Stranahan
Blumenthal	Deyo	Jones	O'Hare	Thompson
Boyce	Fish	Kelly	Pealer	Tompkins
Brady	Fitts	Kimball	Pearsall	Towne
Bridges	Gardenier	Kurth	Peck	Townsend
Burns, J. I.	Gibbs	Lane, H. J.	Pierson	Treadway
Burns, W. B.	Greene	Le Roy	Rice	Webster
Bush, R. P.	Gretsinger	Lewis, R. J.	Riley	Weed
Byrne	Groat	Martin	Sage	Whipple
Byrnes	Guenther	McBride	Saunders	White
Connelly	Haffner	McKnight		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the Senate bill entitled "An act to amend chapter 355 of the Laws of 1880, entitled 'An act relating to the Central New York Institution for Deaf-Mutes at Rome, N. Y.'" (Rec. No. 157), with a message that they do nonconcur in the amendments of the Assembly thereto, that they have appointed a committee of conference thereon, consisting of Messrs. Coggeshall, Erwin and McCarren, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to the appointment of a committee of conference, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. W. C. Stevens, J. K. O'Connor, R. S. Johnson, Dempsey and McTernan.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

Mr. R. P. Bush moved to take from the table the Senate bill (Rec. No. 315) entitled "An act to authorize the Elmira and Williamsport Railroad Company, incorporated by the State of Pennsylvania, to acquire title to real estate necessary for the operation of its railroad in this State."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. R. P. Bush asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Cornell	Johnson, A.	Miller	Sohmer
Adams	Crawford	Johnson, H.C.	Mitchell	Stein
Andrus	Currier	Johnson, I. S.	O'Connor, J.J.	Stevens, J. H.
Ballantine	Curtis	Johnson, R.S.	O'Hare	Stevens, W. C.
Barton	Decker	Jones	Page	Stewart
Bennett	Fish	Kelly	Pearsall	Stranahan
Blanchfield	Gardenier	Kimball	Pierson	Thompson
Blumenthal	Gibbs	King	Rhodes	Tompkins
Boyce	Greene	Lane, H. J.	Sage	Towne
Bush, R. P.	Gretsingher	Lane, O. F.	Saunders	Townsend
Byrnes	Groat	Larmon	Sawmiller	Webster
Christie	Guenther	Lewis, R. J.	Schaaff	Weed
Connolly	Haffner	McBride	Selleck	Whipple
Cooney	Harwood	McKnight	Shields	White
Coons	Huson			

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, A.	Miller	Sheehan
Adams	Currier	Johnson, H.C.	Monaghan	Sheffer
Ballantine	Dempsey	Johnson, I. S.	Nixon	Stevens, J. H.
Barton	Deyo	Johnson, R.S.	Nolan	Stevens, N.
Bennett	Dinkelspiel	Jones	O'Connor, J.J.	Stranahan
Blanchfield	Endres	Kelly	O'Connor, J.K.	Sullivan
Blumenthal	Everett	Kerrigan	Pealer	Thompson
Boyce	Fish	Kurth	Pearsall	Tompkins
Brady	Fitts	Lane, H. J.	Peck	Towne
Bridges	Gardenier	Lane, O. F.	Pierson	Townsend
Burns, W. B.	Gibbs	Le Roy	Rhodes	Treadway
Bush, R. P.	Groat	Lewis, R. J.	Sage	Webster
Byrne	Guenther	Martin	Saunders	Weed
Byrnes	Haffner	McBride	Sawmiller	Whipple
Coons	Harwood	McKnight	Schaaff	White
Cornell	Henderson	Menninger	Selleck	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 638) entitled "An act to cede to the town of Smith-town, in the county of Suffolk, lands under tide waters within the limits of said town," having been announced for a third reading,

On motion of Mr. Pierson, the same was laid upon the table.

The Senate bill (No. 248) entitled "An act making an appropriation for dredging Black Rock harbor and the Erie basin" (Rec. No. 114), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 21 }

Those who voted in the affirmative, were

Acker	Coons	Henderson	Nixon	Stein
Adams	Cornell	Huson	Nolan	Stevens, W. C.
Andrus	Currier	Johnson, H.C.	O'Connor, J.J.	Sullivan
Blanchfield	Curtis	Kelly	O'Connor, J.K.	Sulzer
Blumenthal	Dempsey	Kerrigan	O'Hare	Tompkins
Boyce	de Peyster	Kurth	Pierson	Townsend
Brady	Dinkelspiel	Le Roy	Rhodes	Treadway
Burns, W. B.	Endres	Lewis, B. B.	Rice	Van Vranken
Bush, R. P.	Gardenier	Martin	Riley	Webster
Byrne	Gibbs	McBride	Sawmiller	Weed
Byrnes	Greene	McKnight	Sheehan	Whipple
Christie	Gretsinger	McTernan	Sheffer	White
Connelly	Guenther	Monaghan	Sohmer	Wissig
Cooney	Haffner	Mullaney		

Those who voted in the negative, were

Abbey	Fish	Lane, O. F.	Pealer	Selleck
Ballantine	Groat	Larmon	Peck	Stevens, N.
Bennett	Johnson, I. S.	Lewis, R. J.	Sage	Stewart
Bridges	King	Mitchell	Saunders	Thompson
Crawford				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. White moved to take from the table the Assembly bill (Int. No. 1159) entitled "An act to provide for the printing, binding and distribution of 3,500 copies of the Legislative Manual, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. White asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Mitchell	Stein
Acker	Coons	Guibord	Monaghan	Stevens, J. H.
Adams	Cornell	Haffner	Mullaney	Stevens, N.
Ballantine	Crawford	Huson	Nixon	Stevens, W. C.
Barton	Currier	Johnson, A.	Nolan	Stranahan
Bennett	de Peyster	Johnson, I. S.	O'Connor, J. J.	Sullivan
Blanchfield	Deyo	Johnson, R. S.	Rhodes	Thompson
Boyce	Dinkelspiel	Jones	Riley	Tompkins
Brady	Fitts	Kelly	Sage	Townsend
Burns, W. B.	Gardenier	Le Roy	Saunders	Treadway
Byrne	Gibbs	Lewis, B. B.	Sawmiller	Webster
Byrnes	Greene	Martin	Schaaff	Weed
Christie	Gretsinger	McTernan	Selleck	White
Connelly				

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 21}

Those who voted in the affirmative, were

Abbey	Cornell	Johnson, R. S.	Nixon	Shields
Adams	Crawford	Jones	Nolan	Stein
Ballantine	Currier	Kelly	O'Connor, J. J.	Stevens, J. H.
Bennett	Curtis	Kerrigan	O'Hare	Stranahan
Blanchfield	de Peyster	Kurth	Page	Sullivan
Boyce	Endres	Le Roy	Pierson	Thompson
Brady	Gardenier	Martin	Riley	Tompkins
Burns, J. I.	Gibbs	McBride	Sage	Townsend
Bush, G. H.	Greene	McKnight	Saunders	Treadway
Byrne	Gretsinger	McTernan	Sawmiller	Van Vranken
Byrnes	Groat	Menninger	Schaaff	Webster
Christie	Huson	Miller	Sheehan	Weed
Cooney	Johnson, H. C.	Mullaney	Sheffer	White
Coons				

Those who voted in the negative, were

Acker	Everett	Henderson	Mott	Stevens, W. C.
Blumenthal	Fish	Johnson, I. S.	Pearsall	Stewart
Connelly	Fitts	Lane, O. F.	Selleck	Sulzer
Decker	Haffner	Lewis, R. J.	Sohmer	Wissig
Deyo				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The privileges of the floor were extended to a delegation from the Legislature of the State of Massachusetts, consisting of Hons. A. S. Fassett, Geo. D. Hart, Geo. H. Bond, N. M. Hale, L. D. Holden, Geo. D. Eldridge, E. A. Goddard, H. R. Luther, H. O. Thomas and Major Charles G. Davis; also to Hons. Grary C. Baker, Frank J. Enz and James Oliver.

The Senate returned the concurrent resolutions recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same.

"An act to repeal section 17 of chapter 819 of the Laws of 1868, entitled 'An act to regulate, grade, widen, macadamize and improve a public highway in the towns of East Chester and Westchester, in the county of Westchester, commonly called the old White Plains road, and also a portion of First street in the village of Mount Vernon.'" (No. 682.)

"An act to repeal section 17 of chapter 906 of the Laws of 1869, entitled 'An act to regulate, grade, widen, gravel and improve a public highway in the towns of East Chester, Scarsdale and White Plains, in the county of Westchester, commonly called the old White Plains post road, and also a portion of Fourth avenue in the village of Central Mount Vernon.'" (No. 683.)

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate returned Senate bill entitled "An act to authorize the city of Cohoes to borrow money by the issue of bonds for the improvement of the water-works and extension of the water-mains in said city" (Rec. No. 57), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. W. C. Stevens, the House adjourned.

TUESDAY, APRIL 22, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

Mr. Riley offered for the consideration of the House a resolution, in the words following:

Resolved, That the Clerk of this House be and is hereby directed to have prepared, published and placed on the calendar files, a supplementary calendar sheet, containing a list of all bills (with their order indicated), reports of committees and resolutions now on the table and awaiting the action of this House, and to continue such publication, issuing a supplementary sheet each Tuesday and Friday until the day of final adjournment.

Ordered, That said resolution be laid upon the table.

Leave of absence was granted to Messrs. H. C. Johnson and Van Vranken for the day.

The privileges of the floor were extended to Hons. Charles F. Barager, George Clinton, T. B. Reynolds, George G. McAdam, John N. Scattherd, Edwin L. Pitts.

The Senate sent for concurrence the following entitled bills:

"An act to provide for the annexation of a portion of the town of Delhi, in the county of Delaware, to 'the village of Delhi'" (Rec. No. 354), which was read the first time and referred to the committee on internal affairs.

"An act to amend section 48 of the Penal Code, in relation to public officers" (Rec. No. 354), which was read the first time and referred to the committee on codes.

"An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,' as amended by subsequent acts" (Rec. No. 356), which was read the first time and referred to the committee on ways and means.

"An act to amend section 1341 of the Code of Civil Procedure relative to the taking of an appeal to the Supreme Court from an inferior court, and the giving of security thereon" (Rec. No. 357), which was read the first time and referred to the committee on codes.

"An act to release and convey to Helen Rosenow the right, title and interest of the people of the State of New York in and to certain real estate in the city of Albany, Albany county" (Rec. No. 358), which was read the first time and referred to the committee on the judiciary.

"An act to incorporate the Chenango Baptist Association" (Rec. No. 359), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend chapter 523 of the Laws of 1883, entitled 'An act to amend the charter of the city of Poughkeepsie'" (Rec. No. 360), which was read the first time and referred to the committee on affairs of cities.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 146, entitled "An act for the relief of James C. Hale," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Speaker announced the order of business, being the reports of standing committees.

Mr. King offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on excise be discharged from the further consideration of Senate bill No. 431, entitled "An act to revise and consolidate the laws for suppressing intemperance, and for regulating the sale of intoxicating liquors" (Rec. No. 194), and that the same be placed on the order of second reading.

Mr. King moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 56 }
{ NOES 53 }

Those who voted in the affirmative, were

Acker	de Peyster	Johnson, A.	Mitchell	Stevens, N.
Adams	Deyo	Johnson, I. S.	Mott	Stevens, W. C.
Ballantine	Dickinson	Johnson, R. S.	Nixon	Stewart
Barton	Everett	Jones	Page	Stranahan
Bennett	Fish	Kimball	Pearsall	Thompson
Bradford	Fitts	King	Peck	Towne
Bridges	Gardenier	Lane, H. J.	Pierson	Weed
Burns, W. B.	Gretsinger	Larmon	Rhodes	Whipple
Christie	Groat	Lewis, B. B.	Saunders	White
Crawford	Guibord	Lewis, R. J.	Selleck	Willis
Curtis	Hoag	Miller	Sheffer	Speaker
Decker				

Those who voted in the negative, were

Abbey	Cornell	Harwood	Menninger	Schaaff
Andrus	Courtney	Henderson	Monaghan	Sheehan
Blanchfield	Currier	Huson	Mullaney	Shields
Blumenthal	Dempsey	Kerrigan	Nolan	Sohmer
Boyce	Dinkelspiel	Kill	O'Connor, J. J.	Stevens, J. H.
Brady	Duffy	Kurth	O'Hare	Sullivan,
Byrne	Endres	Lane, O. F.	Rice	Townsend
Byrnes	Gibbs	Le Roy	Riley	Van Vranken
Connelly	Greene	Martin	Sage	Webster
Cooney	Guenther	McBride	Sawmiller	Wissig
Coons	Haffner	McTernan		

The bill (No. 1124) entitled "An act further to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' and the several acts additional thereto and amendatory thereof," having been announced for a third reading,

On motion of Mr. Coons, and by unanimous consent, the same was amended as follows:

Section 1, line 1, after the words "Section 1" insert the words "Chapter 291 of the Laws of 1870, as amended by."

Same section, line 2, after the word "and," strike out the word "seventy" and insert the word "eighty."

Mr. Henderson moved to amend said bill as follows:

Section 1, line 15, strike out the word "corporation," after the word "the," and insert the word "highway."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Fitts	Le Roy	Stevens, J. H.
Acker	Connelly	Gardenier	Lewis, B. B.	Stevens, N.
Adams	Coons	Greene	McBride	Stevens, W. C.
Andrus	Cornell	Gretsinger	Miller	Stewart
Ballantine	Courtney	Groat	Mitchell	Stranahan
Barton	Crawford	Guenther	Monaghan	Sullivan
Blanchfield	Currier	Guibord	Nixon	Sulzer
Blumenthal	Curtis	Haffner	Pearsall	Thompson
Boyce	Decker	Henderson	Peck	Townsend
Bradford	Deyo	Hoag	Rhodes	Treadway
Brady	Dickinson	Jones	Riley	Van Vranken
Bridges	Dinkelspiel	Kill	Sage	Webster
Burns, J. I.	Duffy	Kimball	Selleck	Weed
Burns, W. B.	Endres	Kurth	Sheffer	Whipple
Byrne	Everett	Lane, H. J.	Shields	White
Byrnes	Fish	Lane, O. F.	Sohmer	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Adams offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1262, entitled "An act to legalize the acts and proceedings of the town board, and the town board of auditors of the town of Montgomery, Orange county, in relation to the erection of two certain iron bridges over the Wallkill river, one at or near the falls of said river at the village of Walden, and the other at Bodine's crossing, about two miles south of the village of Montgomery, and the acts and proceedings of D. Smith Sears, as commissioner of highways of said town in relation to said bridges, and authorizing the board of supervisors of Orange county to empower the supervisor of said town to borrow on the credit of said town the sum of \$28,000 and interest, and to issue and dispose of bonds therefor for the purpose of paying the contract prices for the construction of said bridges and the taking down of former bridges," now on the order of third reading, do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 68}
{NOES 00}

Those who voted in the affirmative, were

Acker	Curtis	Johnson, I. S.	Monaghan	Stevens, W. C.
Adams	Decker	Jones	Mott	Stewart
Andrus	Dempsey	Kimball	O'Connor, J. J.	Stranahan
Ballantine	de Peyster	King	Page	Sullivan
Blanchfield	Deyo	Kurth	Pearsall	Thompson
Blumenthal	Dickinson	Lane, H. J.	Peck	Tompkins
Boyce	Dinkelspiel	Lane, O. F.	Pierson	Towne

Bradford	Fitts	Larmon	Rhodes	Townsend
Burns, J. I.	Groat	Le Roy	Saunders	Van Vranken
Burns, W. B.	Guenther	Lewis, B. B.	Selleck	Webster
Byrne	Guibord	Lewis, R. J.	Sheffer	Weed
Byrnes	Haffner	Menninger	Stevens, J. H.	Whipple
Christie	Henderson	Miller	Stevens, N.	White
Cornell	Huson	Mitchell		

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Henderson	Mitchell	Selleck
Acker	Curtis	Huson	Monaghan	Sheffer
Adams	Decker	Johnson, A.	Mott	Sohmer
Andrus	Dempsey	Johnson, I. S.	Mullaney	Stevens, J. H.
Ballantine	Deyo	Jones	Nixon	Stevens, N.
Barton	Dickinson	Kill	Nolan	Stevens, W. C.
Blanchfield	Dinkelspiel	Kimball	O'Hare	Stranahan
Brady	Endres	King	Pearsall	Thompson
Bridges	Fitts	Kurth	Peck	Tompkins
Burns, J. I.	Gardenier	Lane, H. J.	Pierson	Towne
Burns, W. B.	Greene	Lane, O. F.	Rhodes	Townsend
Byrne	Gretsinger	Larmon	Riley	Webster
Byrnes	Groat	Le Roy	Sage	Weed
Christie	Guenther	McTernan	Saunders	Whipple
Coons	Guibord	Menninger	Sawmiller	White
Cornell	Haffner	Miller	Schaaff	Wissig
Crawford	Harwood			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1125) entitled "An act to authorize the purchase of a site and the erection thereon of a public building, and creating a board of trustees of public buildings, in and for the village of Little Falls," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Acker	Currier	Huson	Monaghan	Sheehan
Adams	Curtis	Johnson, A.	Mott	Sheffer
Andrus	Decker	Johnson, I. S.	Nixon	Sohmer

Barton	Deyo	Johnson, R. S.	Nolan	Stevens, J. H.
Bennett	Dickinson	Jones	O'Hare	Stevens, N.
Blanchfield	Dinkelspiel	Kimball	Page	Stevens, W. C.
Bradford	Duffy	King	Pealer	Stewart
Brady	Endres	Kurth	Pearsall	Stranahan
Bridges	Everett	Lane, H. J.	Peck	Thompson
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Tompkins
Byrne	Gretsinger	Larmon	Riley	Townsend
Byrnes	Groat	Le Roy	Sage	Van Vranken
Christie	Guenther	Lewis, B. B.	Saunders	Webster
Cooney	Guibord	Mase	Sawmiller	Weed
Cornell	Haffner	Miller	Schaaff	Whipple
Courtney	Henderson	Mitchell	Selleck	White
Crawford				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 21, 1890. }

To the Assembly:

Assembly bill No. 468, entitled "An act to amend chapter 501 of the Laws of 1887, entitled 'An act for the incorporation of the young men's Christian associations,'" is herewith returned without approval.

This bill is a duplicate of Senate bill No. 172, which was approved by me on the eleventh of this month, and now constitutes chapter 104 of the Laws of this year. The passage of this bill again by the Legislature is an evident inadvertence, due, probably, to the fact of its cotemporaneous introduction in both houses.

DAVID B. HILL.

On motion of Mr. Sheehan, said message was laid upon the table.

The Senate bill (No. 259) entitled "An act to amend chapter 433 of the Laws of 1870, entitled 'An act to amend the charter of the Industrial School Association of Brooklyn, eastern district'" (Rec. No. 123), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Johnson, A.	Monaghan	Stevens, N.
Acker	Cornell	Johnson, I. S.	Mullaney	Stevens, W. C.
Adams	Courtney	Jones	Nixon	Stewart
Andrus	Crawford	Kerrigan	Pealer	Stranahan
Ballantine	Curtis	Kimball	Pearsall	Sullivan
Barton	Dempsey	King	Peck	Thompson

Blanchfield	Deyo	Kurth	Pierson	Tompkins
Blumenthal	Dickinson	Lane, H. J.	Rhodes	Towne
Bradford	Duffy	Lane, O. F.	Riley	Townsend
Brady	Everett	Larmon	Sage	Van Vranken
Burns, J. I.	Fitts	Le Roy	Sawmiller	Webster
Burns, W. B.	Gardenier	Lewis, B. B.	Selleck	Weed
Byrne	Groat	Mase	Sheehan	Whipple
Byrnes	Guibord	Menninger	Sheffer	White
Christie	Henderson	Miller	Shields	Wissig
Connelly	Huson	Mitchell	Stevens, J. H.	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

Mr. Brady gave notice that he would at some future day move to suspend Assembly Rules Nos. 3 and 49, for the purpose of taking up and considering out of its order and reading a third time Assembly bill No. 1279, entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon and by conferring additional powers upon the common council of cities."

The Senate bill (No. 264) entitled "An act to amend chapter 121 of the Laws of 1874, entitled 'An act to incorporate the Western New York Conference of the Methodist Episcopal church,' as amended by chapter 239 of the Laws of 1877" (Rec. No. 121), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, I. S.	Mott	Shields
Acker	Crawford	Johnson, R. S.	Nixon	Stevens, J. H.
Andrus	Currier	Jones	O'Connor, J. K.	Stevens, N.
Ballantine	Curtis	Kill	O'Hare	Stevens, W. C.
Barton	Decker	Kimball	Page	Stranahan
Blanchfield	Dempsey	King	Pealer	Sullivan
Bradford	de Peyster	Kurth	Pearsall	Sulzer
Brady	Deyo	Lane, H. J.	Peck	Thompson
Bridges	Dickinson	Lane, O. F.	Pierson	Tompkins
Burns, J. I.	Duffy	Larmon	Rhodes	Towne
Burns, W. B.	Fitts	Lewis, B. B.	Sage	Townsend
Byrne	Gibbs	Mase	Saunders	Van Vranken
Byrnes	Groat	McTernan	Sawmiller	Webster
Christie	Guibord	Menninger	Schaaff	Weed
Cooney	Henderson	Miller	Selleck	Whipple
Coons	Huson	Mitchell	Sheehan	White
Cornell	Johnson, A.	Monaghan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 369) entitled "An act to amend chapter 511 of the Laws of 1881, entitled 'An act in relation to certain public parks in the city of Albany,' as amended by chapter 203 of the Laws of 1884" (Rec. No. 186), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, A.	Nixon	Stevens, N.
Acker	Curtis	Johnson, I. S.	Nolan	Stevens, W. C.
Adams	Decker	Jones	O'Hare	Stranahan
Andrus	Dempsey	Kimball	Pealer	Sullivan
Ballantine	Deyo	King	Pearsall	Sulzer
Barton	Dickinson	Kurth	Peck	Thompson
Blanchfield	Dinkelspiel	Lane, H. J.	Pierson	Tompkins
Brady	Endres	Lane, O. F.	Rhodes	Towne
Bridges	Fitts	Larmon	Sage	Townsend
Burns, J. I.	Greene	Lewis, B. B.	Saunders	Van Vranken
Burns, W. B.	Groat	Lewis, R. J.	Sawmiller	Webster
Byrne	Guenther	Mase	Schaaff	Weed
Connelly	Guibord	Menninger	Selleck	Whipple
Cooney	Haffner	Miller	Shields	White
Coons	Henderson	Mitchell	Sohmer	Wissig
Courtney	Huson	Monaghan	Stevens, J. H.	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1096) entitled "An act to create a board of commissioners to be known as commissioners of the county farm of the county of Kings, and define their powers and duties," having been announced for a third reading,

Mr. Cooney moved to recommit said bill to the committee on affairs of cities, retaining its place on the order of third reading.

Mr. Weed moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Cooney, and it was determined in the negative.

{AYES 51}
{NOES 62}

Those who voted in the affirmative, were

Abbey	Cornell	Kelly	Nolan	Shields
Blanchfield	Courtney	Kerrigan	O'Connor, J. J.	Sohmer
Blumenthal	Dempsey	Kill	O'Hare	Stein

Boyce	Duffy	Lane, O. F.	Pealer	Stevens, J. H.
Brady	Greene	Martin	Rice	Sullivan
Bush, R. P.	Guenther	McBride	Riley	Sulzer
Byrne	Haffner	McTernan	Sage	Townsend
Byrnes	Harwood	Menninger	Sawmiller	Van Vranken
Connelly	Henderson	Monaghan	Schaaff	Webster
Cooney	Huson	Mullaney	Sheehan	Wissig
Coons				

Those who voted in the negative, were

Acker	Decker	Johnson, A.	Mase	Stevens, N.
Adams	de Peyster	Johnson, I.S.	Miller	Stevens, W. C.
Andrus	Deyo	Johnson, R.S.	Mitchell	Stewart
Ballantine	Dickinson	Jones	Mott	Stranahan
Barton	Everett	Kimball	Page	Thompson
Bradford	Fish	King	Pearsall	Tompkins
Bridges	Fitts	Kurth	Peck	Towne
Burns, J. I.	Gardenier	Lane, H. J.	Pierson	Treadway
Burns, W. B.	Gibbs	Larmon	Rhodes	Weed
Christie	Gretsinger	Le Roy	Saunders	Whipple
Crawford	Groat	Lewis, B. B.	Selleck	White
Currier	Guibord	Lewis, R. J.	Sheffer	Willis
Curtis	Hoag			

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 67}
{NOES 18}

Those who voted in the affirmative, were

Acker	Decker	Johnson, I. S.	Mitchell	Stevens, N.
Adams	de Peyster	Johnson, R.S.	Mott	Stevens, W. C.
Andrus	Deyo	Jones	Nixon	Stewart
Ballantine	Dickinson	Kimball	O'Connor, J.K.	Stranahan
Barton	Everett	King	Page	Thompson
Bennett	Fish	Kurth	Pearsall	Tompkins
Bradford	Fitts	Lane, H. J.	Peck	Towne
Bridges	Gardenier	Larmon	Pierson	Treadway
Burns, J. I.	Gibbs	Le Roy	Rhodes	Weed
Burns, W. B.	Gretsinger	Lewis, B. B.	Saunders	Whipple
Christie	Groat	Lewis, R. J.	Sawmiller	White
Crawford	Guibord	Mase	Selleck	Willis
Currier	Hoag	Miller	Sheffer	Speaker
Curtis	Johnson, A.			

Those who voted in the negative, were

Abbey	Connelly	Henderson	Nolan	Rice
Blanchfield	Cooney	Huson	O'Connor, J.J.	Van Vranken
Blumenthal	Endres	Martin	Pealer	Webster
Boyce	Greene	McBride		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 623, Laws of 1887, entitled 'An act to amend chapter 534 of the Laws of 1879, entitled An act for the preservation of moose, wild deer, birds, fish and other game'" (No. 501), with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate, Messrs. Erwin, Vedder and McCarren.

Mr. Cornell gave notice that on some future day he would move to suspend Rule No. 3 for the purpose of considering out of its order for a third reading Assembly bill No. 1215, entitled "An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side."

The bill (No. 221) entitled "An act to amend section 4 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' and the several acts amendatory thereof, relating to police and excise," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 9}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Mitchell	Sheehan
Acker	Courtney	Haffner	Monaghan	Sheffer
Ballantine	Currier	Harwood	Mott	Shields
Barton	Curtis	Henderson	Mullaney	Sohmer
Bennett	Decker	Huson	Nixon	Stein
Blanchfield	Dempsey	Jones	O'Connor, J. J.	Stevens, J. H.
Blumenthal	Dickinson	Kelly	O'Connor, J. K.	Stevens, W. C.
Boyce	Dinkelspiel	Kerrigan	O'Hare	Stewart
Bradford	Duffy	Kill	Pealer	Sullivan
Brady	Endres	Kimball	Peck	Townsend
Bridges	Fish	Lane, H. J.	Rice	Treadway
Burns, J. I.	Fitts	Lane, O. F.	Riley	Van Vranken
Byrne	Gardenier	Le Roy	Sage	Webster
Byrnes	Gibbs	Martin	Sawmiller	Whipple
Christie	Greene	McBride	Schaaff	Willis
Connelly	Groat	McTernan	Selleck	Wissig
Coons	Guenther	Menninger		

Those who voted in the negative, were

Andrus	Deyo	Johnson, I. S.	Kurth	Pearsall
Crawford	Hoag	King	Miller	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 301) entitled "An act to provide better facilities for public travel and traffic at and across Metropolitan avenue

bridge, in the city of Brooklyn" (Rec. No. 202), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Henderson	Mase	Schaaff
Acker	Cooney	Huson	McBride	Selleck
Adams	Cornell	Johnson, A.	McTernan	Sheehan
Andrus	Courtney	Johnson, I. S.	Menninger	Sheffer
Ballantine	Crawford	Johnson, R. S.	Miller	Shields
Barton	Currier	Jones	Mitchell	Sohmer
Bennett	Curtis	Kelly	Monaghan	Stevens, J. H.
Blanchfield	Deyo	Kimball	Mott	Stranahan
Blumenthal	Dinkelspiel	King	O'Connor, J. K.	Sullivan
Boyce	Duffy	Kurth	O'Hare	Thompson
Bradford	Everett	Lane, H. J.	Pealer	Tompkins
Brady	Fish	Lane, O. F.	Peck	Treadway
Bridges	Fitts	Larmon	Pierson	Webster
Byrne	Gardenier	Le Roy	Rhodes	Weed
Byrnes	Gibbs	Lewis, B. B.	Rice	Willis
Christie	Harwood	Lewis, R. J.	Riley	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 295) entitled "An act to authorize the commissioners of city works of the city of Brooklyn to increase the office accommodation of the department of collection of said city in the Municipal building, and to provide for the payment thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Huson	Monaghan	Stein
Acker	Coons	Johnson, I. S.	Mott	Stevens, J. H.
Adams	Cornell	Jones	Nixon	Stevens, N.
Andrus	Courtney	Kill	O'Connor, J. K.	Stevens, W. C.
Ballantine	Crawford	Kimball	Pealer	Stewart
Bennett	Currier	Kurth	Peck	Stranahan
Blanchfield	Curtis	Lane, H. J.	Pierson	Sullivan
Blumenthal	Decker	Lane, O. F.	Rhodes	Thompson
Boyce	Deyo	Larmon	Rice	Townsend
Bradford	Dinkelspiel	Le Roy	Riley	Treadway

Brady	Duffy	Lewis, B. B.	Sage	Webster
Bridges	Everett	Lewis, R. J.	Schaaff	Weed
Burns, J. I.	Gardenier	McTernan	Selleck	Whipple
Burns, W. B.	Groat	Menninger	Sheffer	White
Byrne	Guibord	Miller	Shields	Willis
Christie	Harwood	Mitchell	Sohmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1129) entitled "An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	McTernan	Sheehan
Acker	Coons	Huson	Menninger	Sheffer
Adams	Cornell	Johnson, A.	Miller	Shields
Andrus	Crawford	Johnson, I. S.	Mitchell	Sohmer
Ballantine	Currier	Jones	Nixon	Stevens, J. H.
Barton	Curtis	Kelly	O'Connor, J. K.	Stevens, W. C.
Bennett	Decker	Kill	O'Hare	Stewart
Blanchfield	Deyo	Kimball	Page	Stranahan
Blumenthal	Duffy	King	Pealer	Thompson
Boyce	Everett	Kurth	Pearsall	Townsend
Bradford	Fish	Lane, O. F.	Peck	Treadway
Bridges	Fitts	Larmon	Pierson	Webster
Burns, J. I.	Gardenier	Le Roy	Rhodes	Weed
Byrne	Gibbs	Lewis, R. J.	Saunders	Whipple
Byrnes	Groat	Martin	Schaaff	Willis
Connelly	Guenther	McBride	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City'" (No. 1139), reported the same with the recommendation that it be amended as follows:

Section 6, line 30, strike out the word "from" and insert the words "form a."

Section 11, line 20, before the word "instruction" insert the word "public."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to require public notice to be given in cases of contracts in behalf of the State expending more than \$1,000, the letting of such contracts to the lowest bidder, and providing as to contracts for less than \$1,000" (No. 1260), reported the same with the recommendation that it be amended as follows:

Section 1, line 30, after the word "any" insert the word "labor," and after the word "commenced" insert the words "or any material or supplies furnished."

Section 3, line 1, strike out the word "this" and insert the word "the."

Same section, line 3, strike out the word "leting" and insert the word "letting."

Same section, line 4, after the word "in" insert the word "the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side" (No. 1215), reported the same with the recommendation that it be amended as follows:

Section 1, line 56, strike out the word "pointed" and insert the word "point."

Same section, line 60, strike out the first word in the line, and insert the word "northwesterly."

Same section, line 61, after the word "to" insert the letter "a."

Same section, line 103, after the word "water" strike out the word "of."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 339 of the Laws of 1884, entitled 'An act to establish a commission of navigation of Chautauqua lake and its outlets, and in relation to navigation on the same, and repeal chapter 391 of the Laws of 1876, entitled An act in relation to the inspection and running of steamboats on Chautauqua lake,' and the acts amendatory thereof" (No. 1444), reported the same with the recommendation that it be amended as follows:

After section 2, insert the following:

"§ 3. Section 42 of said act is hereby amended so as to read as follows: "

Section 3, line 1, strike out the figure "3" and insert the figure "42."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 157 of the Laws of 1883, entitled 'An act to enforce collection of the taxes levied in the county

of Jefferson ” (No. 1227), reported the same with the recommendation that it be amended as follows:

Section 1, line 22, strike out “chageable” and insert the word “chargeable.”

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled “An act to make the office of county clerk of Ontario county a salaried office, and regulating the management of said office” (No. 1228), reported the same with the recommendation that it be amended as follows:

Section 7, line 3, strike out the word “filed” and insert the word “file.”

Same section, line 7, strike out the word “on” and insert the word “in.”

Section 8, line 2, strike out the word “designated” and insert the word “designate.”

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled “An act to amend section 15 of chapter 329 of the Laws of 1874, entitled ‘An act to re-enact and amend an act entitled An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York, relative to exempt firemen’” (No. 1442), reported the same with the recommendation that it be amended as follows:

Section 1, line 17, after the word “entitled” strike out the word “the” and insert the word “to,” and after the word “emoluments” strike out the word “to” and insert the words “of the.”

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled “An act to further amend section 307 of chapter 410 of the Laws of 1882, entitled ‘An act to consolidate into one act and to declare the special and local laws affecting public interest in the city of New York,’ as amended by chapter 364 of the Laws of 1885, and chapter 575 of the Laws of 1888, relating to a pension fund for the police department of said city” (No. 1443), reported the same with the recommendation that it be amended as follows:

Section 1, line 8, strike out the word “and” and insert the word “any.”

Same section, line 12, strike out the word “adoption” and insert the word “adopted.”

Same section, line 36, strike out the word “whilst” and insert the word “while.”

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to allow certain field notes or maps of certain tracts of land situated in the counties of Allegany, Wyoming and Livingston to be read in evidence on a trial between parties claiming any of the lands therein referred to and be received as evidence of the facts therein contained and stated" (No. 1072), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "notes" insert the word "surveys."

Section 2, line 7, after the word "section" insert the word "which."

Amend the title by striking out the word "be" before the word "received."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act in relation to certain arrears of taxes of the town of Newtown" (No. 602), reported the same with the recommendation that it be amended as follows:

Section 8, line 4, strike out the word "and" and insert the word "for."

Section 10, line 5, strike out the word "or" and insert the word "of."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code'" (No. 1267), reported the same with the recommendation that it be amended as follows:

Section 1, line 69, strike out the word "exceed" and insert the words "be exceeded."

Section 4, line 4, strike out the word "officer" and insert the word "officers."

Section 5, lines 1 and 2, strike out all between the words "hereby" and "read" and insert the words "amended so as to."

Section 6, lines 1 and 2, strike out all between the words "hereby" and "read" and insert the words "amended so as to."

Same section, line 105, strike out the word "so," first occurring, and insert the word "the."

Section 10, line 7, after the word "to" insert the word "be."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor in the street surface

and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over" (No. 1046), reported the same with the recommendation that it be amended as follows:

Section 2, line 1, strike out the word "this" and insert the word "said."

Same section, lines 1 and 2, strike out all between the words "act" and "is."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 409 of the Laws of 1886, as amended by chapter 462 of the Laws of 1887, and chapter 560 of the Laws of 1889, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (No. 904), reported the same with the recommendation that it be amended as follows:

Section 1, line 3, before the word "chapter" insert the words "which was repealed by."

Same section, line 5, before the word "amended" insert the words "re-enacted and."

Amend the title in line 1, by inserting the words "re-enact and" after the word "to."

Same line, after the word "amend" insert the words "section 11 of."

Strike out in the title all between the words "eighty-six" and "entitled."

Add at the end of the title the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize the docketing of judgments and decrees of the Circuit and District Courts of the United States, rendered within this State, in the offices of the clerks of the counties of this State" (No. 437), reported the same with the recommendation that it be amended as follows:

Section 1, line 6, after the word "county" insert the word "court."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to provide for a soldiers and sailors' memorial arch or monument in the city of New York." (No. 1441.)

"An act to authorize the supervisor of the town of Warwick, Orange county, New York, to expend certain moneys in his hands belonging to the poor fund of said town." (No. 933.)

"An act to amend chapter 58 of the Laws of 1860, entitled 'An act

conferring additional powers on boards of town auditors.” (No. 1229.)

“An act in relation to business corporations, constituting chapter 41 of the general laws.” (No. 1278.)

“An act to authorize the Board of Claims to hear, audit and determine the claim of Charles B. Bensen, and to make an award thereon.” (No. 1256.)

“An act to legalize and confirm bonds heretofore issued by the county of Albany.” (No. 1263.)

“An act to provide for the printing, binding and distribution of 4,000 copies of the clerk’s manual of 1890, and making an appropriation therefor.” (No. 1435.)

“An act to amend chapter 13 of the Laws of 1886, entitled ‘An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board.’” (No. 1266.)

“An act to authorize the Watervliet Turnpike and railroad Company to operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy.” (No. 1403.)

Ordered, That said bills be engrossed for a third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, *April 22, 1890.* }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 146, entitled “An act for the relief of James C. Hale.”

DAVID B. HILL.

On motion of Mr. Nixon, said bill was laid upon the table.

The bill (No. 1131) entitled “An act to authorize the common council of the city of Kingston to borrow money to supply deficiency in its general fund,” was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	McBride	Saunders
Acker	Cornell	Henderson	McTernan	Schaaff
Adams	Crawford	Huson	Menninger	Selleck
Andrus	Currier	Johnson, A.	Miller	Sheehan
Ballantine	Curtis	Johnson, R.S.	Mitchell	Shields
Barton	Decker	Jones	Monaghan	Stevens, N.
Bennett	Duffy	Kelly	Mullaney	Stevens, W. C.
Blumenthal	Everett	Kerrigan	Nixon	Stewart
Boyce	Fish	Kimball	Nolan	Stranahan
Bradford	Fitts	Kurth	O'Connor, J. K.	Sullivan

Bridges	Gardenier	Lane, H. J.	Page	Thompson
Burns, J. I.	Gibbs	Lane, O. F.	Pealer	Townsend
Bush, R. P.	Greene	Larmon	Pearsall	Webster
Byrne	Gretsinger	Le Roy	Peck	Weed
Byrnes	Groat	Lewis, R. J.	Pierson	Whipple
Christie	Guibord	Martin	Rice	White
Connelly	Haffner	Mase	Sage	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1134), entitled "An act making an appropriation for public and legislative printing for the State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Henderson	Miller	Selleck
Acker	Currier	Huson	Mitchell	Shields
Adams	Curtis	Johnson, A.	Mott	Stein
Ballantine	Decker	Johnson, I. S.	Nixon	Stevens, J. H.
Barton	Dinkelspiel	Kill	O'Connor, J. K.	Stevens, N.
Bennett	Duffy	Kurth	O'Hare	Stevens, W. C.
Blumenthal	Everett	Lane, H. J.	Page	Stranahan
Boyce	Fish	Lane, O. F.	Pealer	Sullivan
Bradford	Fitts	Larmon	Pearsall	Sulzer
Brady	Gardenier	Le Roy	Peck	Thompson
Burns, J. I.	Gibbs	L'Hommedieu	Rhodes	Weed
Bush, R. P.	Greene	Martin	Riley	Whipple
Byrne	Groat	Mase	Sage	White
Byrnes	Guenther	McBride	Saunders	Willis
Coons	Haffner	McTernan	Schaaff	Wissig
Cornell	Harwood	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 156) entitled "An act to provide a rifle range for the National Guard, and making an appropriation therefor" (Rec. No. 51), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 70}
{NOES 19}

Those who voted in the affirmative, were

Abbey	Dempsey	Kelly	Nixon	Shields
Andrus	de Peyster	Kerrigan	Nolan	Sohmer
Blanchfield	Dinkelspiel	Kill	O'Connor, J. K.	Stevens, W. C.

Blumenthal	Duffy	Kurth	O'Hare	Stranahan
Boyce	Endres	Le Roy	Page	Sullivan
Brady	Everett	Lewis, R. J.	Pearsall	Sulzer
Burns, J. I.	Fish	Martin	Pierson	Thompson
Bush, R. P.	Gardenier	Mase	Rice	Tompkins
Byrne	Gibbs	McBride	Riley	Treadway
Byrnes	Greene	McKnight	Sage	Van Vranken
Coons	Guenther	McTernan	Sawmiller	Webster
Cornell	Harwood	Menninger	Schaaff	Weed
Currier	Johnson, A.	Monaghan	Sheehan	White
Curtis	Johnson, R. S.	Mullaney	Sheffer	Wissig

Those who voted in the negative, were

Acker	Bradford	Deyo	King	Pealer
Adams	Bridges	Groat	Miller	Selleck
Ballantine	Christie	Henderson	Mitchell	Stevens, N.
Bennett	Crawford	Johnson, I. S.	Mott	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Mase asked unanimous consent that Senate bill (Rec. No. 296), entitled "An act making a reappropriation for the new Asylum for Insane Criminals at Matteawan," now on the order of second reading, do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Curtis	Jones	Monaghan	Shields
Adams	Dempsey	Kelly	Mott	Sohmer
Andrus	de Peyster	Kerrigan	Nixon	Stein
Ballantine	Dinkelspiel	Kill	O'Connor, J. K.	Stevens, J. H.
Barton	Duffy	Kimball	Page	Stevens, N.
Bennett	Everett	Kurth	Pealer	Stewart
Blanchfield	Fish	Lane, H. J.	Pearsall	Stranahan
Bradford	Fitts	Larmon	Peck	Sullivan
Bridges	Gardenier	Le Roy	Rhodes	Thompson
Burns, J. I.	Groat	Martin	Riley	Tompkins
Bush, R. P.	Guibord	Mase	Sage	Towne
Byrne	Henderson	McBride	Saunders	Townsend
Christie	Hoag	McKnight	Sawmiller	Weed
Cornell	Johnson, A.	Menninger	Schaaff	White
Crawford	Johnson, I. S.	Miller	Selleck	Willis
Currier	Johnson, R. S.	Mitchell	Sheehan	Wissig

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Acker	Crawford	Haffner	Miller	Sohmer
Adams	Curtis	Harwood	Monaghan	Stevens, J. H.
Andrus	Decker	Henderson	Mullaney	Stevens, W. C.
Ballantine	Dempsey	Huson	Nixon	Stewart
Barton	Deyo	Johnson, I. S.	O'Connor, J. J.	Stranahan
Bennett	Dinkelspiel	Johnson, R. S.	O'Connor, J. K.	Sullivan
Blanchfield	Duffy	Kelly	Page	Sulzer
Boyce	Endres	Kerrigan	Peck	Thompson
Bradford	Everett	Kill	Riley	Tompkins
Brady	Fish	Kimball	Sage	Towne
Burns, J. I.	Fitts	Kurth	Saunders	Webster
Bush, R. P.	Gardenier	Larmon	Sawmiller	Weed
Byrne	Greene	Martin	Schaaff	White
Christie	Gretsinger	Mase	Selleck	Willis
Cooney	Groat	McBride	Sheehan	Wissig
Cornell	Guenther	McKnight		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Dinkelspiel (by request) offered for the consideration of the House a resolution, in the words following:

Whereas, A measure to increase the pay of letter-carriers to \$1,200 per annum, is now pending in Congress, and,

Whereas, The letter-carriers are recognized as competent, efficient and hard-working men, there being no more painstaking and deserving servants under the general government; be it

Resolved, That the Assembly of the State of New York, in legislature assembled, request the members of Congress from the State of New York, irrespective of party, to assist in securing the speedy passage of said measure.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

By unanimous consent,

Mr. J. K. O'Connor introduced a bill entitled "An act to provide a public market in the city of Utica" (Int. No. 1160), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Willis introduced a bill entitled "An act to authorize the citizens of the town of Catherine to remove the human remains buried in the old cemetery at Odessa, N. Y." (Int. No. 1161), which was read the first time and referred to the committee on internal affairs.

Mr. Towne, from the committee on claims, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 311, entitled "An act to authorize the Board of Claims to hear and determine the claim of William J. Best against the State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Ballantue asked unanimous consent that Senate bill No. 583,

entitled "An act to provide for the annexation of a portion of the town of Delhi, in the county of Delaware, to 'the village of Delhi,'" be substituted for Assembly bill No. 1333, same title.

By direction of the Speaker, the Clerk called the roll.

{AYES 71}
{NOES 00}

Those who voted in the affirmative, were

Acker	Dempsey	Jones	Mitchell	Stevens, J. H.
Andrus	Deyo	Kill	Monaghan	Stevens, N.
Ballantine	Dinkelspiel	Kimball	O'Connor, J. K.	Stevens, W. C.
Bennett	Duffy	King	Page	Stranahan
Blanchfield	Fish	Kurth	Pealer	Sullivan
Blumenthal	Fitts	Lane, H. J.	Pearsall	Townsend
Bridges	Gardenier	Lane, O. F.	Peck	Treadway
Burns, J. I.	Groat	Le Roy	Pierson	Van Vranken
Byrne	Guenther	Lewis, B. B.	Rhodes	Webster
Cooney	Guibord	Martin	Sage	Weed
Cornell	Huson	McKnight	Saunders	Whipple
Courtney	Johnson, A.	McTernan	Sheffer	White
Crawford	Johnson, I. S.	Menninger	Shields	Willis
Curtis	Johnson, R. S.	Miller	Sohmer	Wissig
Decker				

Unanimous consent having been granted, said substitution was made.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 394, entitled "An act to amend chapter 420 of the Laws of 1888, entitled 'An act to provide for police matrons in cities'" (Rec. No. 267), be recommitted to the committee on affairs of cities, retaining its place on second reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Sheehan moved to recommit Senate bill No. 431, entitled "An act to revise and consolidate the laws for suppressing intemperance and for regulating the sale of intoxicating liquors" (Rec. No. 194), to the committee on excise, with instruction to strike out the enacting clause, and upon that motion moved the previous question.

Mr. Acker moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll.

Abbey	Currier	Hoag	Monaghan	Shields
Acker	Curtis	Huson	Mott	Sohmer
Andrus	Decker	Johnson, I. S.	Mullaney	Stein
Ballantine	Dempsey	Johnson, R. S.	Nixon	Stevens, J. H.
Barton	de Peyster	Jones	Nolan	Stevens, N.
Bennett	Deyo	Kelly	O'Connor, J. J.	Stevens, W. C.
Blanchfield	Dickinson	Kerrigan	O'Hare	Stewart

Blumenthal	Dinkelspiel	Kill	Page	Stranahan
Boyce	Duffy	Kimball	Pealer	Sullivan
Bradford	Endres	King	Pearsall	Sulzer
Brady	Everett	Kurth	Peck	Thompson
Bridges	Fish	Lane, H. J.	Pierson	Towne
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Townsend
Burns, W. B.	Gardenier	Larmon	Rice	Treadway
Bush, R. P.	Gibbs	Le Roy	Riley	Van Vranken
Byrne	Greene	Lewis, R. J.	Sage	Webster
Byrnes	Gretsinger	Martin	Saunders	Weed
Connelly	Groat	McBride	Sawmiller	Whipple
Cooney	Guenther	McKnight	Schaaff	White
Coons	Guibord	McTernan	Selleck	Willis
Cornell	Haffner	Menninger	Sheehan	Wissig
Courtney	Harwood	Miller	Sheffer	Speaker
Crawford	Henderson	Mitchell		

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Mr. Sheehan moved to suspend further proceedings under the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Sergeant-at-Arms appeared before the bar of the House with Messrs. Adams, Mase, A. Johnson and Christie.

Mr. Curtis moved that for reasons given they be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to suspend further proceedings under the call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Pending the question on the motion of Mr. Sheehan,

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the motion of Mr. Sheehan to recommit with instructions to strike out the enacting clause, and it was determined in the negative.

{AYES 58}
{NOES 60}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Monaghan	Sheehan
Andrus	Courtney	Huson	Mullaney	Shields
Blanchfield	Currier	Kelly	Nolan	Sohmer
Blumenthal	Dempsey	Kerrigan	O'Connor, J. J.	Stein
Boyce	Dinkelspiel	Kill	O'Hare	Stevens, J. H.
Brady	Duffy	Kurth	Pealer	Sullivan
Bush, R. P.	Endres	Lane, O. F.	Rice	Sulzer
Byrne	Gibbs	Martin	Riley	Townsend
Byrnes	Greene	McBride	Sage	Van Vranken
Connelly	Guenther	McKnight	Sawmiller	Webster
Cooney	Haffner	McTernan	Schaaff	Wissig
Coons	Harwood	Menninger		

Those who voted in the negative, were

Acker	Decker	Johnson, A.	Miller	Stevens, N.
Adams	de Peyster	Johnson, I. S.	Mitchell	Stevens, W. C.
Ballantine	Deyo	Johnson, R.S.	Mott	Stewart
Barton	Dickinson	Jones	Nixon	Stranahan
Bennett	Everett	Kimball	Page	Thompson
Bradford	Fish	King	Pearsall	Towne
Bridges	Fitts	Lane, H. J.	Peck	Treadway
Burns, J. I.	Gardenier	Larmon	Pierson	Weed
Burns, W. B.	Gretsinger	Le Roy	Rhodes	Whipple
Christie	Groat	Lewis, B. B.	Saunders	White
Crawford	Guibord	Lewis, R. J.	Selleck	Willis
Curtis	Hoag	Mase	Sheffer	Speaker

Mr. Sheehan moved to recommit to the committee on excise for a hearing, retaining its place, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 58}
{NOES 60}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Monaghan	Sheehan
Andrus	Courtney	Huson	Mullaney	Shields
Blanchfield	Currier	Kelly	Nolan	Sohmer
Blumenthal	Dempsey	Kerrigan	O'Connor, J.J.	Stein
Boyce	Dinkelspiel	Kill	O'Hare	Stevens, J. H.
Brady	Duffy	Kurth	Pealer	Sullivan
Bush, R. P.	Endres	Lane, O. F.	Rice	Sulzer
Byrne	Gibbs	Martin	Riley	Townsend
Byrnes	Greene	McBride	Sage	Van Vranken
Connolly	Guenther	McKnight	Sawmiller	Webster
Cooney	Haffner	McTernan	Schaaff	Wissig
Coons	Harwood	Menninger		

Those who voted in the negative, were

Acker	Decker	Johnson, A.	Miller	Stevens, N.
Adams	de Peyster	Johnson, I. S.	Mitchell	Stevens, W. C.
Ballantine	Deyo	Johnson, R.S.	Mott	Stewart
Barton	Dickinson	Jones	Nixon	Stranahan
Bennett	Everett	Kimball	Page	Thompson
Bradford	Fish	King	Pearsall	Towne
Bridges	Fitts	Lane, H. J.	Peck	Treadway
Burns, J. I.	Gardenier	Larmon	Pierson	Weed
Burns, W. B.	Gretsinger	Le Roy	Rhodes	Whipple
Christie	Groat	Lewis, B. B.	Saunders	White
Crawford	Guibord	Lewis, R. J.	Selleck	Willis
Curtis	Hoag	Mase	Sheffer	Speaker

The bill (No. 1016) entitled "An act further to extend the time within which the East Side Mount Vernon Railway Company shall complete the several portions or sections of its railway," was read the second time.

On motion of Mr. Rhodes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1198) entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' having been announced for a second reading,

On motion of Mr. Speaker, the same was laid upon the table.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 259, entitled "An act to provide for the rapid transit railways in cities of over 600,000 inhabitants," reported in favor of the passage of the same with the following amendments (Mr. Hitt dissenting):

(Reference in all cases to the engrossed bill.)

Section 4, line 80, after the words "railway or railways" insert the words "or by tunnel."

Same section, line 93, after the words "city of New York" insert the following: "It shall not be lawful to grant, use or occupy for the purposes of an elevated railroad, any portion of the following named streets and places in the city of New York, that is to say, Second avenue below Twenty-third street, Nassau street, Printing House Square, so called, south of Frankfort street, Park Row, Broadway, south of Murray street, Broad street and Wall street. But nothing herein contained shall be construed to take away any right given by the report of the Rapid Transit Commissioners, so called, or any existing right to cross at an elevation, any of said streets, or to affect any act heretofore passed restricting the right to use or occupy any of said streets."

Section 43, line 28, after the word "seventy-five" insert the following: "Nor the construction of any railway upon any route or routes selected or located by commissioners appointed pursuant to said act before the 1st day of January, 1890."

W. H. KIMBALL,

Chairman.

Which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Fish moved that said bill be made a special order for its second reading on Thursday morning.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 863, entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Whipple moved to take from the table Assembly bill No. 1420, entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the laws of this State."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a second reading,

Mr. Whipple moved to amend said bill as follows:

Section 1, line 11, strike out the words "General-Attorney" and insert the words "Attorney-General."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved that said bill be placed on the order of third reading, and committed to the committee on the judiciary, retaining its place on the order of third reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 258) entitled "An act to encourage and promote patriotism" (Rec. No. 150), was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading.

The bill (No. 1252) entitled "An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending and connecting the water mains of said village to improve the protection from fire," was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1251) entitled "An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending the water-mains of said village," was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1236) entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1177) entitled "An act to amend chapter 513 of the Laws of 1867, entitled 'An act to amend the charter of the village of Avon,'" was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1169) entitled "An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion, to Mount Albion cemetery," was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1248) entitled "An act to amend chapter 792 of the

Laws of 1866, entitled 'An act to incorporate the village of Port Richmond in the county of Richmond,'" was read the second time.

On motion of Mr. Cornell, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1421) entitled "An act to revise and amend the charter of the village of Attica, in the county of Wyoming," was read the second time.

On motion of Mr. I. S. Johnson, said bill was placed on the order of third reading.

Mr. I. S. Johnson asked unanimous consent that said bill do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Johnson, I. S.	Mullaney	Sheehan
Acker	Crawford	Jones	Nixon	Sheffer
Adams	Currier	Kelly	Nolan	Sohmer
Andrus	Curtis	Lane, H. J.	O'Connor, J. J.	Stevens, J. H.
Barton	Decker	Lane, O. F.	O'Connor, J. K.	Stevens, N.
Bennett	Dempsey	Larmon	Page	Stevens, W. C.
Blanchfield	de Peyster	Le Roy	Pealer	Stranahan
Boyce	Everett	Lewis, B. B.	Pearsall	Thompson
Bradford	Fish	Martin	Peck	Tompkins
Brady	Fitts	McBride	Pierson	Townsend
Bridges	Gardenier	McKnight	Rhodes	Treadway
Burns, J. I.	Greene	Menninger	Sage	Webster
Bush, R. P.	Groat	Miller	Saunders	Whipple
Byrne	Guenther	Mitchell	Sawmiller	White
Byrnes	Huson	Monaghan	Selleck	Willis
Christie	Johnson A.	Mott		

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Acker	Coons	Guenther	McTernan	Schaaff
Adams	Cornell	Haffner	Menninger	Selleck
Andrus	Crawford	Harwood	Miller	Sheehan
Barton	Currier	Huson	Mitchell	Sheffer
Bennett	Curtis	Johnson, A.	Monaghan	Stevens, J. H.
Blanchfield	Decker	Johnson, I. S.	Mott	Stevens, N.
Blumenthal	Dempsey	Johnson, R. S.	Nixon	Stevens, W. C.
Boyce	de Peyster	Jones	Nolan	Stranahan

Bradford	Deyo	Kill	O'Connor, J. K.	Sullivan
Brady	Endres	Kimball	Page	Thompson
Bridges	Everett	Lane, H. J.	Pealer	Tompkins
Burns, J. I.	Fish	Lane, O. F.	Pearsall	Towne
Burns, W. B.	Fitts	Larmon	Peck	Van Vranken
Bush, R. P.	Gardenier	Le Roy	Pierson	Weed
Byrne	Greene	Lewis, B. B.	Rhodes	Whipple
Byrnes	Gretsinger	McBride	Sage	Willis
Christie	Groat	McKnight	Saunders	Speaker
Connelly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 349) entitled "An act to repeal chapter 56 of the Laws of 1879, entitled 'An act to amend chapter 84 of the Laws of 1873,' in relation to the village of Brockport'" (Rec. No. 165), was read the second time.

On motion of Mr. Jones, said bill was placed on the order of third reading.

The bill (No. 1280) entitled "An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3, and section 3 of title 4, and sections 2 and 4 of title 5 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" having been announced for a second reading,

On motion of Mr. R. S. Johnson, the same was laid upon the table.

The Senate bill (No. 337) entitled "An act to amend an act passed April 5, 1813, entitled 'An act to provide for the incorporation of religious societies'" (Rec. No. 132), was read the second time.

On motion of Mr. Selleck, said bill was placed on the order of third reading.

The Senate bill (No. 229) entitled "An act to authorize corporations organized under chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies,' or under the said act, as amended, to extend their business and objects" (Rec. No. 152), was read the second time.

On motion of Mr. W. B. Burns, said bill was placed on the order of third reading.

The bill (No. 284) entitled "An act to restore to owners of water-power on the Black river the water diverted by the State for canal purposes," having been announced for a second reading,

Mr. H. J. Lane moved to amend as follows:

Section 1, line 2, after the word "to" insert the word "reconstruct."

Same section, line 6, after the word "dam" insert the words "as recommended by the State Engineer and Surveyor in his report to the Senate, dated January 18, 1889, being Senate document No. 29, of 1889."

Same section, line 8, after the word "proper" insert the words "gate or gates and," and strike out the words "or device."

Same section, line 11, after the word "below" strike out the words "said dam" and insert the words "the mouth of Beaver river."

Same section, line 12, after the word "State" insert the words "by diverting the water of Black river."

Same section, line 13, strike out the word "the" and insert the word "its."

Section 2, line 1, after the word "so" insert the word "reconstructed."

Same section, line 5, strike out the words "the person so," and also strike out the rest of the section.

Section 3, line 1, strike out the word "the," second occurring, and also strike out all of lines 2, 3 and 4, and insert the words "such rules."

Same section, line 5, after the word "dam" insert the words "and gates."

Same section, line 7, after the word "act" strike out the words "such rules and regulations to be approved by the superintendent," and insert the words "shall be made by the State Engineer and Surveyor and the Superintendent."

Same section, line 8, after the word "said" strike out the word "commissioner" and insert the words "Superintendent of Public Works."

Same section, strike out all of lines 12, 13, 14 and 15, and insert the words "and comply with the rules and regulations established as herein provided."

Section 4, line 1, after the word "dollars" insert the words "or so much thereof as may be necessary."

Mr. Bridges moved to strike out section 1.

Mr. Whipple moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Bridges, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. H. J. Lane, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. H. J. Lane, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 462) entitled "An act to provide for draining the channels of Pickard creek and Murray ditch, and the outlets and ditches tributary thereto, in the southern part of the town of Pendleton, in the county of Niagara, and making an appropriation therefor," having been announced for a second reading,

Mr. R. J. Lewis moved to strike out section 1.

Mr. Kill moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 669) entitled "An act authorizing the construction of a stone culvert over the State ditch at Tremont street, in the village of North Tonawanda, county of Niagara," having been announced for a second reading,

On motion of Mr. Kill, said bill was laid upon the table.

The bill (No. 1062) entitled "An act to authorize the Superintendent of Public Works to construct and maintain an automatic spillway in the dam of the State reservoir at West Eaton, Madison county," having been announced for a second reading,

Mr. R. J. Lewis moved to strike out section 1.

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. R. J. Lewis, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Mott, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1281) entitled "An act authorizing an additional appropriation of \$2,500 for the construction of a new iron bridge with double driveways and sidewalks over the Erie canal at George street in the city of Rome," having been announced for a second reading,

Mr. Stein moved to strike out the enacting clause.

Mr. Tompkins moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Stein, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Dempsey, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 364) entitled "An act making a further appropriation to change, alter, widen or rebuild the bridge over the Erie canal on Main street in the village of Fultonville" (Rec. No. 155), having been announced for a second reading,

Mr. Bridges moved to strike out section 1.

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Bridges, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Stewart, said bill was placed on the order of third reading.

The bill (No. 1195) entitled "An act to authorize the stockholders of the Agricultural Society of Northern Chautauqua, to hold a special meeting for increasing its capital stock," was read the second time.

On motion of Mr. Towne, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1157) entitled "An act to incorporate the New York and New England Agricultural and Industrial Society," was read the second time.

On motion of Mr. Nolan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1242) entitled "An act to amend chapter 479 of the Laws of 1887, entitled 'An act prescribing the period in each year during which and the terms under which racing may take place upon the grounds of associations incorporated for the purpose of improving

the breed of horses,' and suspending the operation of certain sections of the Penal Code," having been announced for a second reading,

Mr. R. J. Lewis moved to strike out section 1.

Mr. Dinkelspiel moved to recommit said bill to the committee on codes, with instructions to strike out the enacting clause.

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Dinkelspiel, and it was determined in the affirmative.

Mr. O'Hare moved to reconsider the vote by which said bill was recommitted, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1282) entitled "An act to amend section 1366 of the Code of Civil Procedure," having been announced for a second reading.

Mr. Sullivan moved to strike out section 1.

Mr. Whipple moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sullivan, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. R. J. Lewis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1284) entitled "An act to amend section 746 of the Code of Civil Procedure, in relation to investing trust funds," was read the second time.

On motion of Mr. Guibord, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1285) entitled "An act to amend sections 755 and 757 of the Code of Civil Procedure," having been announced for a second reading,

Mr. Gardenier moved to amend as follows:

Section 2, line 4, strike out the word "may" and insert the words "must of course."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Gardenier, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1286) entitled "An act to amend subdivision 4 of section 1081 of the Code of Civil Procedure, relating to trial jurors in the city of New York," was read the second time.

On motion of Mr. Rhodes, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 120) entitled "An act to amend section 2356 of the Code of Civil Procedure, relating to the sale of the real property of infants, lunatics, idiots or habitual drunkards" (Rec. No. 23), having been announced for a second reading,

Mr. Bridges moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Coons, said bill was placed on the order of third reading.

The Senate bill (No. 338) entitled "An act to amend sections 67 and 68 of the Code of Civil Procedure, relative to the removal of attorneys and counselors" (Rec. No. 135), was read the second time.

On motion of Mr. Rhodes, said bill was placed on the order of third reading.

The bill (No. 1287) entitled "An act to amend section 3 of chapter 542 of the Laws of 1880, entitled "An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations," as amended by chapter 361 of the Laws of 1881, and subsequent acts," having been announced for a second reading,

On motion of Mr. Jones, the same was laid upon the table.

The bill (No. 1081) entitled "An act for the better protection of shell-fish upon their natural beds and the planting of oysters upon the lands and shores under the waters in the territorial jurisdiction of Kings county," was read the second time.

On motion of Mr. Kurth, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 671) entitled "An act to amend chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors,'" was read the second time.

On motion of Mr. Cornell, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 315) entitled "An act to authorize fishing for suckers, bullheads and pickerel with nets and fykes, shooting and spearing such fish through ice, and catching the same in any of the streams, ponds or lakes in Warren county, excepting in Lake George, Schroon lake and Long pond or Glen lake" (Rec. No. 159), was read the second time.

On motion of Mr. Barton, said bill was placed on the order of third reading.

The bill (No. 1288) entitled "An act to reappropriate the sum of \$25,000, heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor,'" having been announced for a second reading,

Mr. Greene moved to amend the same as follows:

Section 1, line 5, at the end thereof add the words "and the further sum of \$7,000 is hereby appropriated out of any moneys in the treasury not otherwise appropriated, for the erection and completion of the said armory.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1170) entitled "An act to repeal subdivision 11 of section 90 of chapter 6, title 3, of part 2 of the Revised Statutes," was read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1213) entitled "An act to suppress gambling, pool selling, pauperism and crime," was read the second time.

On motion of Mr. Rhodes, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 489, entitled "An act to provide for the rapid transit railways in cities of over 600,000 inhabitants," be printed with amendments, as reported by the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 842) entitled "An act to prevent persons from unlawfully using or wearing the badge of the society of veterans of the regular army and navy of the United States," having been announced for a second reading,

On motion of Mr. Kurth, said bill was laid upon the table.

The bill (No. 1293) entitled "An act to amend title 10 of part 6 of the Code of Criminal Procedure, in relation to Criminal statistics," was read the second time.

On motion of Mr. Curtis, said bill was placed on the order of third reading, and referred to the committee on codes, with power to report at any time, retaining its place on the order of third reading.

The bill (No. 747) entitled "An act to provide for the enlarging and construction of ditches on farm lots Nos. 43, 52 and 53, in the towns of DeWitt and Manlius in Onondaga county, to carry off the water percolating through the banks of the Erie canal," was read the second time.

On motion of Mr. Sawmiller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 128) entitled "An act to provide for the construction of a lift-bridge over the Champlain canal at East street in the village of Fort Edward, Washington county, and make an appropriation therefor," having been announced for a second reading,

On motion of Mr. Lannon said bill was laid upon the table.

The bill (No. 185) entitled "An act making an appropriation for building about 2,000 lineal feet of vertical cement wall on the berme side of the Erie canal, in the village of Mohawk, in the county of Herkimer."

Mr. Pearsall moved to strike out section 1.

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Pearsall, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Henderson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate returned the concurrent resolution, recalling from the Governor, for the purpose of amendment, Assembly bill No. 863, entitled 'An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations,' with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The bill (No. 1182) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,'" having been announced for a second reading,

Mr. Dempsey moved to amend the same as follows:

Section 1, line 18, after "city" insert the words "And the question of the raising of said amount so proposed to be raised for the erection of new buildings shall be submitted at a special election called therefor, by the common council, to the taxpayers of the city. Said election to be conducted by the same officers provided by law to conduct the charter elections of said city. And each elector appearing by the last assessment-roll of each ward of the school district of said city as assessed thereon shall be entitled to vote for, or against, the raising of said proposed amount; and, if the vote for the raising of said proposed amount shall have the most votes, then."

Same section, same line, strike out the word "and."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was read the second time.

On motion of Mr. Dempsey, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Whipple asked unanimous consent that Assembly bill No. 1210, entitled "An act conferring jurisdiction upon the State Board of Claims to hear, audit and determine the claim of David T. Smith against the State, and to make an award therefor," do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 30}
{NOES 1}

Those who voted in the affirmative, were

Acker	Byrne	Cornell	Dickinson	Gibbs
Adams	Byrnes	Crawford	Endres	Greene
Ballantine	Christie	Currier	Everett	Gretsinger
Barton	Connelly	Curtis	Fish	Groat
Bennett	Cooney	Decker	Fitts	Guenther
Bush, R. P.	Coons	Deyo	Gardenier	Guibord

For the negative,

Harwood

Pending the call of the roll, Mr. Harwood objected.

Mr. Whipple moved that the House do now resolve itself into a committee of the whole upon said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill.

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Greene, from said committee, reported in favor of the passage of the above-named bill, which report was agreed to, and said bill ordered engrossed for a third reading, and referred to the committee on revision.

The Senate returned the following entitled bills:

"An act to repeal chapter 24 of the Laws of 1869, entitled 'An act in relation to the opening of roads through lands devoted to vineyards.'" (No. 317.)

"An act to authorize the sale of certain real property in the city of New York conveyed by John M. Bradhurst and wife to Hickson W. Field, Jr., and Mary Elizabeth Field and others." (No. 463.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended:

"An act to amend chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county.'" (No. 333.)

"An act to close part of the old Bushwick road or avenue in the city of Brooklyn." (No. 891.)

Ordered, That the Clerk deliver said bills to the Governor.

EIGHT O'CLOCK, P. M.

The House again met.

Mr. Peck offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 374, entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction, and the acts amendatory thereto,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return to the Senate, of Senate bill No. 175, entitled "An act to amend chapter 323 of the Laws of 1888, entitled 'An act to provide for the erection of a building for certain purposes relating to the public interests in the city of New York,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with

a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read, in the words following :

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890.

To the Assembly :

Assembly bill No. 566, entitled "An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatlands, in the county of Kings, to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatlands," is herewith returned without approval.

The object of this bill is to give the town government of the town of Flatlands certain powers which properly belong to village or city government. Although such a policy is not without precedent, it is respectfully submitted that the precedent ought no longer to be followed. If a town has developed such a population as to require the powers of a village or city, it should incorporate as a village under the general laws, or be incorporated as a city by an express act of the Legislature.

DAVID B. HILL.

On motion of Mr. Kurth, said bill and the accompanying message were laid upon the table.

Also, the following :

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890.

To the Assembly :

Assembly bill No. 556, entitled "An act to further amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 619 of the Laws of 1887," is herewith returned without approval.

This bill adds Brant Lake, in Warren county, to the list of waters in which the killing or catching of black bass is forbidden between the first day of January and the first day of July. Since the bill was introduced the Legislature has passed and the Executive has approved a measure which provides for the revision and codification of the laws for the protection and preservation of fish and shell-fish, and of birds and quadrupeds. In view of the work contemplated by this statute it would seem unwise at present to modify, unnecessarily, existing laws pertaining to this subject.

The commission created under the statute above referred to is compelled to make its report in January next, until which time the legislation herein proposed can easily be deferred. The bill is therefore returned without approval.

DAVID B. HILL.

On motion of Mr. Barton, said bill and the accompanying message was laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890. }

To the Assembly:

Assembly bill No. 385, entitled "An act to amend section 24 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 11 of the Laws of 1886," is herewith returned without approval.

This bill is disapproved for the same reasons that I have given in my message vetoing Assembly bill No. 556, to which the attention of the Legislature is respectfully directed.

DAVID B. HILL.

On motion of Mr. W. C. Stevens, said bill and the accompanying message were laid upon the table.

Mr. Speaker announced the calendar of the day, being unfinished business, bills on second reading.

The Senate bill (No. 296) entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse'" (Rec. No. 158), having been announced for a second reading,

Mr. Sheehan moved to amend as follows:

Section 18, line 7, printed bill, after the word "diameter" insert the words "to be laid under the supervision and direction of the Superintendent of Public Works."

Mr. Towne moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question on the motion of Mr. Sheehan to amend, and it was determined in the negative.

{ AYES 44 }
{ NOES 56 }

Those who voted in the affirmative, were

Abbey	Currier	Huson	Menninger	Sheehan
Andrus	Dempsey	Johnson, A.	Nolan	Sheffer
Blanchfield	Endres	Kerrigan	O'Connor, J. K.	Sohmer
Boyce	Everett	Kill	Pealer	Stevens, J. H.
Bush, R. P.	Fitts	King	Pearsall	Stevens, N.
Christie	Greene	Lane, O. F.	Rice	Stewart
Clarke	Guenther	Martin	Riley	Sulzer
Cooney	Harwood	McBride	Sage	Tompkins
Coons	Hoag	McTernan	Schaaff	

Those who voted in the negative, were

Acker	Connelly	Gibbs	Miller	Selleck
Adams	Cornell	Gretsinger	Mitchell	Stevens, W. C.
Ballantine	Crawford	Groat	Monaghan	Stranahan
Barton	Curtis	Guibord	Mott	Thompson
Bennett	Decker	Haffner	Nixon	Towne

Blumenthal	de Peyster	Johnson, R.S.	O'Connor, J.J.	Treadway
Bradford	Dickinson	Kimball	Peck	Webster
Brady	Dinkelspiel	Lane, H. J.	Pierson	Whipple
Bridges	Duffy	Larmon	Rhodes	White
Burns, J. I.	Fish	Le Roy	Saunders	Willis
Burns, W. B.	Gardenier	Lewis, B. B.	Sawmiller	Wissig
Byrne				

Mr. Andrus moved to amend as follows:

Section 1, lines 15, 16 and 17, printed bill, strike out the words "and in accordance with the plans and specifications therefor to be prepared or approved by the State Engineer and Surveyor."

Mr. Peck moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Andrus, and it was determined in the negative.

{ AYES 40 }
{ NOES 58 }

Those who voted in the affirmative, were

Abbey	Dempsey	Johnson, A.	Nolan	Schaaff
Andrus	Endres	Kill	O'Connor, J.K.	Sheehan
Blanchfield	Fitts	Lane, O. F.	Page	Sheffer
Boyce	Guenther	Martin	Pealer	Sohmer
Bush, R. P.	Harwood	McBride	Pearsall	Stevens, J. H.
Christie	Henderson	McTernan	Rice	Stewart
Coons	Hoag	Menninger	Riley	Sulzer
Currier	Huson	Mullaney	Sage	Tompkins

Those who voted in the negative, were

Acker	Connelly	Gibbs	Miller	Selleck
Adams	Cooney	Gretsinger	Mitchell	Stevens, N.
Ballantine	Crawford	Groat	Monaghan	Stevens, W. C.
Bennett	Curtis	Guibord	Mott	Stranahan
Blumenthal	Decker	Haffner	Nixon	Thompson
Bradford	de Peyster	Jones	O'Connor, J.J.	Towne
Brady	Deyo	Kelly	Peck	Webster
Bridges	Dickinson	Kerrigan	Pierson	Whipple
Burns, J. I.	Dinkelspiel	Kimball	Rhodes	White
Burns, W.B.	Duffy	Lane, H. J.	Saunders	Willis
Byrne	Fish	Larmon	Sawmiller	Wissig
Clarke	Gardenier	Le Roy		

When the name of Mr. R. S. Johnson was called, he stated that he was paired with Mr. Van Vranken, and was therefore excused from voting.

Mr. Sheehan moved to recommit said bill to the committee on affairs of cities, with instructions to strike out the enacting clause.

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sheehan, and it was determined in the negative. Said bill was then read the second time.

On motion of Mr. White, said bill was placed on the order of third reading.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 374, entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. J. I. Burns asked unanimous consent that Assembly bill No. 1344, entitled "An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the cost of materials and work upon certain of its school premises," be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Hoag	Martin	Schaaff
Acker	Currier	Huson	Menninger	Selleck
Ballantine	Curtis	Johnson, A.	Miller	Stevens, J. H.
Bennett	Decker	Johnson, I. S.	Monaghan	Stevens, N.
Boyce	Dempsey	Johnson, R. S.	Mullaney	Stevens, W. C.
Bradford	Deyo	Jones	O'Connor, J. K.	Stranahan
Bridges	Dinkelspiel	Kelly	Pealer	Thompson
Burns, J. I.	Everett	Kill	Pearsall	Towne
Burns, W. B.	Fish	Kimball	Peck	Webster
Byrne	Fitts	Lane, H. J.	Rhodes	Whipple
Christie	Gardenier	Lane, O. F.	Sage	White
Connolly	Guenther	Le Roy	Saunders	Willis
Cooney	Guibord	Lewis, B. B.	Sawmiller	Wissig
Cornell				

Unanimous consent having been granted, said bill was placed on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 294) entitled "An act to prevent discrimination on account of sex at municipal and certain other elections."

Said bill was then read the second time.

On motion of Mr. Sheehan, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Sheehan moved that said bill be made a special order for third reading Monday, April 28th, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

Mr. Mullaney gave notice that at some future day he would move to suspend Rule 3, for the purpose of reading the third time, out of its order, Assembly bill No. 1008, entitled "An act relative to consents to and percentages to be paid by street surface railroad companies."

Mr. Pearsall gave notice that at some future day he would move to suspend Rule 3, for the purpose of reading out of its order Assembly bill No. 1391, entitled "An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt."

Mr. W. B. Burns gave notice that at some future day he would move to suspend Rule 3, in order that the Senate bill No. 296, introduced by Mr. Hendricks, and known as Skaneateles lake water bill, may be read the third time out of its order.

The bill (No. 1291) entitled "An act to provide for the just and equitable assessment and taxation of property," having been announced for a third reading,

Mr. R. J. Lewis moved to recommit said bill to the committee on taxation and retrenchment, with instructions to strike out the enacting clause.

Mr. Curtis moved to lay the motion of Mr. R. J. Lewis upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Curtis, and it was determined in the negative.

Mr. Dinkelspiel moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. R. J. Lewis, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 42}
{NOES 52}

Those who voted in the affirmative, were

Abbey	Dempsey	Johnson, I. S.	Mitchell	Saunders
Acker	Deyo	Johnson, R. S.	Mott	Selleck
Ballantine	Fish	Kill	Nixon	Sheffer
Boyce	Fitts	Lane, H. J.	Pealer	Stevens, N.
Bradford	Gardenier	Lane, O. F.	Pearsall	Stranahan
Bridges	Greene	Larmon	Peck	Thompson
Bush, R. P.	Harwood	Lewis, B. B.	Pierson	Tompkins
Crawford	Huson	Miller	Sage	Whipple
Curtis	Johnson, A.			

Those who voted in the negative, were

Andrus	Courtney	Hoag	McTernan	Sawmiller
Blanchfield	Dickinson	Jones	Menninger	Schaaff
Blumenthal	Dinkelspiel	Kelly	Monaghan	Sohmer

Brady	Duffy	Kerrigan	Mullaney	Stevens, J. H.
Burns, J. I.	Endres	King	Nolan	Stewart
Byrne	Everett	Kurth	O'Connor, J. J.	Sullivan
Byrnes	Gibbs	Le Roy	O'Connor, J. K.	Sulzer
Clarke	Gretsinger	Lewis, R. J.	O'Hare	Webster
Connelly	Guenther	Martin	Rhodes	Weed
Cooney	Guibord	McBride	Riley	Wissig
Cornell	Haffner			

Mr. Curtis moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the negative.

{ AYES 44 }
{ NOES 51 }

Those who voted in the affirmative, were

Abbey	Curtis	Harwood	Lewis, B. B.	Selleck
Acker	Dempsey	Huson	Miller	Sheffer
Ballantine	de Peyster	Johnson, A.	Mitchell	Stevens, N.
Bennett	Deyo	Johnson, I. S.	Mott	Stevens, W. C.
Boyce	Everett	Johnson, R. S.	Nixon	Stranahan
Bradford	Fish	Kill	Pealer	Tompkins
Bridges	Fitts	Lane, H. J.	Pearsall	Whipple
Bush, R. P.	Gardenier	Lane, O. F.	Sage	White
Crawford	Greene	Larmon	Saunders	

Those who voted in the negative, were

Andrus	Cornell	Hoag	McTernan	Sawmiller
Blanchfield	Courtney	Jones	Menninger	Schaaff
Blumenthal	Decker	Kelly	Monaghan	Sohmer
Brady	Dinkelspiel	Kerrigan	Mullaney	Stevens, J. H.
Burns, J. I.	Duffy	King	Nolan	Stewart
Burns, W. B.	Endres	Kurth	O'Connor, J. J.	Sullivan
Byrne	Gibbs	Le Roy	O'Connor, J. K.	Sulzer
Byrnes	Gretsinger	Lewis, R. J.	O'Hare	Webster
Clarke	Guibord	Martin	Rhodes	Weed
Connelly	Haffner	McBride	Riley	Wissig
Cooney				

A communication from the Governor, was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 863, entitled

"An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	McTernan	Selleck
Acker	Cooney	Guenther	Menninger	Sheehan
Andrus	Cornell	Guibord	Miller	Sheffer
Ballantine	Courtney	Huson	Monaghan	Stevens, J. H.
Barton	Curtis	Johnson, A.	Mullaney	Stevens, W. C.
Bennett	Decker	Johnson, I. S.	Nixon	Stewart
Blanchfield	Dempsey	Johnson, R. S.	O'Connor, J. K.	Sullivan
Blumenthal	de Peyster	Jones	Page	Sulzer
Boyce	Deyo	Kill	Pealer	Tompkins
Bradford	Dickinson	King	Pearsall	Towne
Brady	Dinkelspiel	Kurth	Peck	Webster
Bridges	Duffy	Lane, H. J.	Pierson	Weed
Burns, J. I.	Endres	Lane, O. F.	Rhodes	Whipple
Bush, G. H.	Everett	Larmon	Sage	White
Bush, R. P.	Fish	Lewis, B. B.	Saunders	Willis
Byrne	Fitts	Lewis, R. J.	Sawmiller	Wissig
Christie	Gardenier	McBride	Schaaff	Speaker
Clarke	Gibbs			

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Fish, and by unanimous consent, the same was amended as follows:

(Reference in all cases to engrossed bill.)

Page 10, line 23, strike out the word "asylums" and insert the word "hospitals."

Same page, line 24, strike out the words "asylum for the insane" and insert the word "hospital."

Page 11, line 1, strike out the words "asylum for the insane" and insert the words "State hospital."

Same page, line 12, strike out the word "asylum" and insert the word "hospital."

Same page, line 17, strike out the words "for the insane."

Same page, line 21, strike out the words "State Asylum for Lunatics at Utica" and insert the words "Utica State Hospital."

Same page, line 35, strike out the word "asylum" and insert the word "hospital."

Page 12, lines 7 and 8, strike out the words "State Asylum for Lunatics at Utica" and insert the words "Utica State Hospital."

Same page, line 10, strike out the words "State Homœopathic

Asylum for the Insane" and insert the words "Middletown State Homœopathic Hospital."

Same page, line 19, strike out the words "asylum for the insane" and insert the words "State hospital."

Page 14, line 4, strike out the words "asylum for the insane" and insert the word "hospital."

Same page, line 20, strike out the word "asylum" and insert the word "hospital."

Page 20, line 24, strike out the words "asylum for the insane" and insert the word "hospital."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	Miller	Sawmiller
Acker	Courtney	Harwood	Mitchell	Selleck
Adams	Curtis	Hoag	Monaghan	Sheehan
Andrus	Decker	Huson	Mott	Sheffer
Ballantine	Dempsey	Johnson, A.	Mullaney	Sohmer
Barton	de Peyster	Johnson, I. S.	Nixon	Stevens, N.
Bennett	Deyo	Johnson, R. S.	Nolan	Stevens, W. C.
Blanchfield	Dinkelspiel	Jones	O'Connor, J. J.	Stewart
Boyce	Duffy	Kerrigan	O'Connor, J. K.	Sullivan
Bradford	Endres	Kurth	Page	Sulzer
Brady	Everett	Lane, H. J.	Pealer	Tompkins
Bridges	Fish	Lane, O. F.	Pearsall	Webster
Burns, J. I.	Fitts	Larmon	Peck	Weed
Bush, G. H.	Gardenier	Le Roy	Pierson	Whipple
Byrne	Gibbs	Lewis, B. B.	Rhodes	White
Christie	Greene	Lewis, R. J.	Riley	Willis
Clarke	Gretsinger	McTernan	Sage	Wissig
Connelly	Guenther	Menninger	Saunders	Speaker
Cooney	Guibord			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Hoag offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate, requesting the return to the Assembly of Assembly bill No. 1027, entitled "An act to amend sections 130, 349, 685 and 896 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the removal of the reservoir situated in the city of New York, between Fortieth and Forty-second streets, and the laying out of a public park," for purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' passed April 9, 1851, and acts amendatory thereof" (No. 1390), reported the same with the recommendation that it be amended as follows:

Section 1, line 5, after the word "hereby" insert the word "further."

Same section, line 7, strike out the word "trusees" and insert the word "trustees."

Section 2, lines 1 and 2, strike out all between the words "said" and "as" and insert the word "act."

Same section, line 4, before the word "amended" insert the word "further."

Same section, line 11, before the word "cemetery" insert the word "the."

Section 3, line 34, after the word "which" insert the words "is conferred upon Courts of Special Sessions or which."

Same section, line 35, after the word "peace" insert the words "or Courts of Special Sessions."

Same section, line 36, strike out the words "created by and" and insert the words "under or."

Same section, line 37, strike out the words "the charter of" and insert the words "any act concerning."

Same section, line 40, strike out the words "said charter" and insert the words "or under any act concerning said village."

Same section, line 43, strike out all between the words "him" and "he" and insert the words "in any capacity."

Section 4, line 3, strike out all between the words "sections" and "as" and insert the word "thereto."

Same section, line 6, strike out all after the word "jurisdiction" and insert the words "now or which may be hereafter conferred upon Courts of Special Sessions, so far as pertains to offenses committed within said village."

Same section, line 12, strike out the words "either of the" and insert the word "any."

Same section, same line, strike out the word "justices" and insert the word "justice."

Same section, line 17, after the word "justice" insert the words "such designation shall be in writing, and filed with the clerk of said village."

Same section, line 34, strike out the word "shall" and insert the word "may."

Same section, line 69, after the word "justice" insert the words "or acting police justice."

Same section, line 84, after the word "deduction" insert the word "shall."

Same section, same line, after the word "thereof" insert the word "shall."

Same section, line 102, after the word "police" insert the word "justice."

Section 5, line 13, before the word "such" insert the word "notice of."

Same section, same line, after the word "be" strike out the word "notified" and insert the words "given, and such election shall be."

Section 6, line 4, after the word "same" insert the words "by appointment."

Section 7, line 3, after the word "the" insert the word "election."

Same section, same line, strike out the word "elected under" and insert the words "named in."

Same section, lines 10 and 11, strike out all between the words "wards" and "one," last occurring.

Section 8, line 3, strike out the word "so" and insert the word "as."

Section 9, line 4, before the word "night" insert the word "for."

Section 10, line 6, strike out the word "prosecute" and insert the word "sue."

Same section, same line, strike out the word "prosecuted" and insert the word "sued."

Section 11, line 8, strike out the word "of" and insert the word "by."

Section 13, line 17, after the word "which" insert the word "is."

Section 14, line 14, strike out the word "till" and insert the word "until."

Same section, line 21, before the word "county" insert the words "collection of."

Same section, line 22, strike out the word "the," last occurring, and insert the word "town."

Same section, lines 22 and 23, strike out the words "of county taxes."

Same section, line 27, before the word "collectors" insert the word "town," and strike out the words "county taxes."

Section 15, strike out all after the word "amended" and insert the words "so as to read as follows:"

"§ 38. The board of trustees may renew from time to time, any warrant issued for the collection of any tax or assessment returned uncollected, or issue a new warrant for the collection thereof, and in such renewal or warrant, specify the time when the same shall be returned, and direct the collection of the interest on such taxes or assessments as the same is given to the village by this act; and the same proceedings shall be had thereon as upon the first warrant after the expiration of the time for receiving taxes at one per cent.

Section 16, line 15, strike out the word "have" and insert the word "has."

Same section, line 16, after the word "is" insert the words "a resident of said village."

Section 17, line 9, after the word "acknowledged" insert the words "in the same manner."

Same section, lines 15 and 16, strike out all between the words "known" and "and."

Same section, line 35, strike out the words "their terms" and insert the words "his term."

Section 18, line 20, strike out the words "such" and "the."

Same section, same line, before the word "village" insert the word "said."

Section 19, line 10, strike out the word "amend."

Same section, line 35, strike out the words "or in determining" and insert the words "and shall determine."

Section 20, lines 2 and 3, strike out all after the word "amended" and insert the words "so as to read as follows:"

"§ 57. Whenever the trustees shall determine to light the streets, or to establish a watch, they shall raise annually such sum as may be necessary therefor, by tax on the real and personal property therein, which tax shall be assessed by the assessors, and shall be levied, collected and paid into the treasury in the same manner as the general village tax."

Section 21, line 17, strike out the word "northwestwardly" and insert the word "northwesterly."

Same section, line 18, strike out the word "westwardly" and insert the word "westerly."

Same section, line 31, strike out the words "at the suit of" and insert the word "by."

Same section, line 37, strike out the words "at the suit of" and insert the word "by."

Same section, same line, after the word "either" insert the word "of."

Amend the title by striking out the words "An act," first occurring, and insert the words "chapter 111 of the Laws of 1851;" also, strike out the words "passed April 9, 1851."

R. T. PECK,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

By unanimous consent,

Mr. Clarke introduced a bill (accompanied by petition) entitled "An act to release the right, title and interest of the people of the State of New York in and to certain real estate of which Frederick Kerner died seized to Christina Kerner, his widow" (Int. No. 1162), which was read the first time and referred to the committee on the judiciary.

Mr. Gardenier gave notice that at some subsequent day he would move to suspend Rules 3, 26, 28, 29 and 49, in order to consider Senate bill No. 576, entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," out of its order on second reading, and that the same may have its third reading out of its order.

The privileges of the floor were extended to Hons. W. J. McKenna, William H. Hornidge, Matthew P. Breen, Robert C. Blackall, and T. J. Campbell.

On motion of Mr. Whipple, the House adjourned.

WEDNESDAY, APRIL 23, 1890.

The House met pursuant to adjournment.

Prayer by Rev. John A. Bevington.

On motion of Mr. Towne, the journal of yesterday was approved without being read.

Mr. Sullivan asked unanimous consent that Senate bill No. 480, entitled "An act to amend chapter 300 of the Laws of 1875, entitled 'An act providing that the bridge in course of construction over the East river, between the cities of New York and Brooklyn, by the New York Bridge Company, shall be a public work of the cities of New York and Brooklyn, and for the dissolution of said company, and the completion and management of said bridge by the said cities'" (Rec. No. 276), now on the order of third reading, do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Adams	Crawford	Gardenier	Menninger	Selleck
Andrus	Currier	Gibbs	Miller	Sheehan
Ballantine	Curtis	Gretsinger	Mitchell	Stevens, J. H.
Barton	Decker	Guenther	Monaghan	Stevens, N.
Blanchfield	Dempsey	Guibord	Mott	Stewart
Bradford	de Peyster	Johnson, H. C.	O'Connor, J. K.	Sullivan
Bridges	Deyo	Johnson, I. S.	O'Hare	Tompkins
Burns, J. I.	Dickinson	Jones	Peck	Towne
Byrne	Dinkelspiel	Kimball	Pierson	Treadway
Byrnes	Endres	Lane, H. J.	Rice	Van Vranken
Clarke	Everett	Le Roy	Saunders	Webster
Connelly	Fish	Lewis, B. B.	Sawmiller	Whipple
Coons	Fitts	Martin	Schaaff	Wissig
Cornell				

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Clarke	Gibbs	Menninger	Sheehan
Acker	Coons	Greene	Mitchell	Sheffer
Adams	Cornell	Groat	Mott	Shields
Andrus	Crawford	Guenther	Mullaney	Sohmer
Ballantine	Curtis	Guibord	Nixon	Stranahan

Barton	Decker	Haffner	O'Connor, J. J.	Sullivan
Bennett	Dempsey	Hitt	O'Connor, J. K.	Sulzer
Blanchfield	de Peyster	Jones	Pearsall	Thompson
Blumenthal	Deyo	Kerrigan	Peck	Towne
Boyce	Dickinson	Kill	Rhodes	Townsend
Bradford	Dinkelspiel	Kimball	Rice	Treadway
Brady	Duffy	Lane, H. J.	Riley	Webster
Burns, J. I.	Endres	Le Roy	Sage	Whipple
Burns, W. B.	Everett	Lewis, B. B.	Saunders	White
Byrne	Fish	Martin	Sawmiller	Willis
Byrnes	Fitts	Mase	Schaaff	Wissig

For the negative,

King

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Andrus introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of defraying the expense of erecting a municipal court building" (Int. No. 1163), which was read the first time and referred to the committee on the affairs of cities.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Whipple, Int. No. 588, entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the laws of this State," reported in favor of the passage of the same with the following amendments (Messrs. Henderson and Towne dissenting):

Section 1, line 4, strike out the words "except on" and insert the words "otherwise had upon."

Same section, line 5, after the word "attorney-general" insert the words "on his own motion or."

Same section, line 6, after the word "department" strike out the remainder of the section and insert the words "except in an action by a judgment-creditor or in proceedings supplementary to execution."

Strike out all of section 2.

Make "§ 3" "§ 2."

Amend the title by inserting the letter "l" before the letter "t" in the word "casualty."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Ahearn, Int. No. 138, entitled "An act to amend section 1290 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' in relation to actions for penalties," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 328, entitled "An act to incorporate the New York and Brooklyn Tunnel Company," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 326, entitled "An act in relation to inchoate and contingent right of dower," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 350, entitled "An act to incorporate the Patent and Copyright Guarantee and Trust Company of New York, and for the assistance and protection of inventors and authors," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Bennett, from the committee on canals, to which was referred the bill introduced by Mr. Deyo, Int. No. 958, entitled "An act to amend section 1 of chapter 551 of the Laws of 1880, entitled 'An act to provide for the disposition of a portion of the Chenango canal and what is called and known as the Chenango canal extension, and the lands, rights and other property connected therewith, as amended by chapter 489 of the Laws of 1881,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. McBride, Int. No. 965, entitled "An act authorizing, empowering and directing a reduction of taxes imposed upon property abutting upon and adjoining the line of elevated railroads," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Nixon, Int. No. 1057, entitled "An act to amend chapter 448 of the Laws of 1885, entitled 'An act to amend chapter 427 of the Laws of 1855, entitled An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. Speaker, Int. No. 1132, entitled "An act to exempt certain property, real and personal, of the House of the Good Shepherd from taxation," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 507, entitled "An act releasing certain real estate of the Prospect Hill Reformed Dutch Church in the city of New York from the taxes of 1889," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the bill introduced by Mr. McTernan, Int. No. 746, entitled "An act to exempt from taxation and assessment all real estate, not exceeding in value \$15,000, owned and used by any incorporated association of present or former volunteer firemen in the State of New York," reported in favor of the passage of the same with the following amendment:

Section 1, line 7, after the word "whatsoever" add the words "except when used for profit or emolument."

N. M. CURTIS.

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 170, entitled "An act to amend chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies,'" reported in favor of the passage of the same with the following amendment:

Section 2, line 8, engrossed bill, at the beginning of the line, strike out the words "or in part."

N. M. CURTIS,

Chairman.

Which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Andrus, Int. No. 1091, entitled "An act to amend section 10 of chapter 117 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings,'" reported in favor of the passage of the same (Mr. Whipple dissenting), which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Bennett, Int. No. 668, entitled "An act to amend chapter 274 of the Laws of 1871, entitled 'An act to amend chapter 432 of the Laws of 1870, entitled An act to amend section 6 of chapter 855 of the Laws of 1869, entitled An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. de Peyster, Int. No. 735, entitled "An act to provide legal transfer of cemetery plots when free of interments," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Whipple, Int. No. 466, entitled "An act to amend chapter 556 of the Laws of 1887, entitled 'An act providing for the formation of co-operative savings and loan asso.

ciations," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Riley, Int. No. 829, entitled "An act to require corporations to make reports to the Comptroller," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Guenther, Int. No. 1142, entitled "An act to incorporate the River Bridge Company," reported in favor of the passage of the same with the following amendments:

Section 1, line 5, before the word "railroads" insert the word "steam," and in same line change the word "railroads" to "railroad," also, in same line strike out the words "or other" at the end of the line.

Same section, line 7, after the word "point" insert the words "one thousand."

At the end of section 6, insert a period.

Section 7, line 4, the first letter of the word "enter" should be corrected.

J. S. WHIPPLE,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the bill introduced by Mr. Coons, Int. No. 909, entitled "An act to amend section 2 of chapter 533 of the Laws of 1887, entitled 'An act defining and securing the rights of riparian owners to ice in the streams of this State,'" reported in favor of the passage of the same with the following amendment:

Amend section 2 so as to read as follows:

"§ 2. This act shall not effect any action or proceeding now pending."

Change "§ 2" to "§ 3."

J. S. WHIPPLE,
Chairman.

Which report was agreed to, and said bill ordered printed as amended, and placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by the committee on general laws, Int. No. 345, entitled "An act in relation to towns, constituting chapter 20 of the general laws," reported in favor of the passage of the same, with the following amendment:

Section 10, at the end thereof add the following: "The board of supervisors of any county may, by resolution adopted at any annual meeting, fix the time when the annual town meetings in such county shall be held, which shall be on some day between the 1st day of February and the 1st day of May, inclusive, and such time when so fixed shall not be changed for the period of three years."

J. S. WHIPPLE,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by the committee on general laws, Int. No. 346, entitled "An act in relation to highways, constituting chapter 19 of the general laws," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Brown, Int. No. 316, entitled "An act to provide for the improvement and maintenance of the public roads in certain counties as county roads," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 319, entitled "An act to amend chapter 133 of the Laws of 1847, entitled 'An act authorizing the incorporation of rural cemetery associations,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Everett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on general laws be discharged from the further consideration of Senate bill No. 500, entitled "An act supplemental to chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto" (Rec. No. 204), and that the same be restored to its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Dinkelspiel, Int. No. 1116, entitled "An act relative to consents to street surface railway companies," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 273, entitled "An act for the relief of the Brooklyn City Railroad Company, as lessee of the franchise and property of the Bushwick Railroad Company," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. McTernan asked unanimous consent that said bill be placed on the order of third reading and read the third time to-morrow.

Mr. Dinkelspiel objected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Clarke, Int. No. 541, entitled "An act to regulate the charges for the use of telephones in cities having a population of 1,000,000 inhabitants or over," reported adversely thereto.

Mr. Clark moved to disagree with said report, and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 20 }
{ NOES 84 }

Those who voted in the affirmative, were

Blumenthal	Clarke	Haffner	Mullaney	Sullivan
Bush, G. H.	Connelly	Kerrigan	O'Hare	Sulzer
Bush, R. P.	Duffy	Martin	Sohmer	Tompkins
Byrne	Endres	Menninger	Stevens, J. H.	Wissig

Those who voted in the negative, were

Abbey	Courtney	Harwood	L'Hommedieu	Selleck
Acker	Crawford	Huson	McBride	Sheehan
Adams	Currier	Johnson, A.	Miller	Sheffer
Andrus	Curtis	Johnson, H.C.	Mitchell	Shields
Ballantine	Decker	Johnson, I. S.	Mott	Stevens, W. C.
Bennett	de Peyster	Johnson, R.S.	Nixon	Stewart
Blanchfield	Deyo	Jones	Nolan	Stranahan
Boyce	Dickinson	Kelly	O'Connor, J.J.	Thompson
Bradford	Dinkelspiel	Kill	O'Connor, J.K.	Towne
Brady	Everett	Kimball	Pealer	Townsend
Bridges	Fish	King	Pearsall	Treadway
Burns, J. I.	Fitts	Lane, H. J.	Peck	Van Vranken
Byrnes	Gardenier	Lane, O. F.	Pierson	Weed
Christie	Greene	Larmon	Rice	Whipple
Cooney	Gretsinger	Le Roy	Saunders	White
Coons	Groat	Lewis, B. B.	Sawmiller	Willis
Cornell	Guibord	Lewis, R. J.	Schaaff	

Said report was then agreed to, and the bill rejected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Sullivan, Int. No. 245, entitled "An act relative to the Consolidated Telegraph and Electric Subway Company of the city of New York," reported adversely thereto.

Mr. Sullivan moved to disagree with said report, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sullivan moved to disagree with said report, and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 25 }
{ NOES 61 }

Those who voted in the affirmative, were

Blanchfield	Cornell	Haffner	Nixon	Sullivan
Brady	Duffy	Johnson, H.C.	O'Hare	Sulzer
Bush, R. P.	Endres	Kerrigan	Schaaff	Towne

Byrne	Gibbs	Martin	Shields	Townsend
Clarke	Guenther	Mullaney	Sohmer	Wissig

Those who voted in the negative, were

Abbey	Currier	Groat	Le Roy	Page
Acker	Curtis	Guibord	Lewis, B. B.	Saunders
Adams	Decker	Harwood	L'Hommedieu	Selleck
Andrus	de Peyster	Johnson, A.	Mase	Sheffer
Barton	Deyo	Johnson, I. S.	Miller	Stevens, W. C.
Bennett	Dickinson	Jones	Mitchell	Stewart
Bradford	Everett	Kelly	Mott	Stranahan
Bridges	Fish	Kill	Nolan	Thompson
Burns, J. I.	Fitts	Kimball	O'Connor, J. K.	Webster
Byrnes	Gardenier	King	Pealer	Whipple
Christie	Greene	Lane, O. F.	Pearsall	White
Courtney	Gretsinger	Larmon	Pierson	Willis
Crawford				

Said report was then agreed to, and the bill rejected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Kerrigan, Int. No. 1063, entitled "An act to regulate the charges of telephone companies in cities," reported adversely thereto.

Mr. Kerrigan moved to disagree with said report and that the same be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said report was then agreed to, and the bill rejected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Currier, Int. No. 724, entitled "An act to regulate the charges for telephones in towns and villages having a population of 10,000 and over," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the bill introduced by Mr. Sullivan, Int. No. 1125, entitled "An act to regulate the charges of telephone companies in cities," reported adversely thereto.

Mr. Sullivan moved to disagree with said report, and that said bill be placed on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said report was then agreed to, and the bill rejected.

Mr. Decker, from the committee on electricity, gas and water supply, to which was referred the Senate bill introduced by Mr. Hunter, Int. No. 313, entitled "An act authorizing water companies to manufacture and use electricity for the lighting of streets, public places and private buildings in villages and towns within this State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Saunders, from the committee on public education, to which was referred the Senate bill introduced by Mr. Robertson, Int. No.

332, entitled "An act to incorporate 'The Union Medical Missionary College,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Brown, Int. No. 282, entitled "An act to amend chapter 792 of the Laws of 1866, entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Towne, from the committee on claims, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 300, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Miss Jennie Turner," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Towne, from the committee on claims, to which was referred the Senate bill introduced by Mr. Hunter, Int. No. 279, entitled "An act for the relief of Gritman E. Fuller," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Treadway, from the committee on fisheries and game, to which was referred the Senate bill introduced by Mr. Hawkins, Int. No. 183, entitled "An act for the preservation and protection of the shell-fisheries in the waters of the South bay, in the county of Suffolk, and to repeal chapter 1034 of the Laws of 1870," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pierson asked unanimous consent to substitute said bill for Assembly bill No. 1203, same title, now on the order of second reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 55 }
{ NOES 00 }

Those who voted in the affirmative, were

Adams	Clarke	Fitts	Le Roy	O'Connor, J. J.
Andrus	Cornell	Gardenier	Lewis, B. B.	O'Connor, J. K.
Ballantine	Currier	Groat	L'Hommedieu	O'Hare
Barton	Decker	Guenther	Martin	Pealer
Bennett	de Peyster	Guibord	Mase	Pearsall
Blanchfield	Deyo	Huson	McBride	Peck
Bradford	Dickinson	Johnson, R. S.	Menninger	Pierson
Burns, J. I.	Dinkelspiel	Jones	Miller	Rhodes
Byrne	Duffy	Kimball	Mitchell	Schaaff
Byrnes	Everett	Lane, H. J.	Monaghan	Sheffer
Christie	Fish	Larmon	Mott	Stevens, W. C.

For the negative,

Sullivan

Pending the calling of the roll, Mr. Sullivan having objected, the further calling of the roll was suspended.

Mr. White, from the committee on public printing, to which was referred the bill introduced by Mr. Curtis, Int. No. 807, entitled "An act further to amend chapter 588 of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 10, strike out the word "five" and insert the word "one."

Same section, line 11, strike out the word "one" and insert the word "five."

Same section, line 12, strike out the word "one" and insert the word "three."

Same section, line 27, strike out the word "five" and insert the word "ten."

Same section, line 31, after the word "Legislature" insert the words "of the report of the Attorney-General, pursuant to chapter 200 of the Laws of 1889, 1,500 copies."

Same section, line 49, after the word "entomologist" insert the words "of the State Assessor's report, 8,000 copies, 5,000 thereof for the use of the Legislature."

Same section, line 59, strike out the words "twenty-five hundred" and insert the words "five thousand."

HOWARD G. WHITE,

Chairman.

Which report was agreed to and said bill restored to its place on the order of third reading.

Mr. McTernan offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 455, entitled "An act to amend chapter 546 of the Laws of 1887, entitled 'An act to provide for the organization of trust companies, for their supervision and for the administration of their affairs'" (Rec. No. 172), be recommitted to the committee on banks, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence the following entitled bills:

"An act reappropriating and making an additional appropriation for care, maintenance and repair for the quarantine establishment, and for construction authorized by chapter 279, Laws of 1888" (Rec. No. 361), which was read the first time and referred to the committee on ways and means.

"An act to amend section 712 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 567 of the Laws of 1887, relating to the department of docks" (Rec. No. 362), which was read the first time and referred to the committee on affairs of cities.

"An act regulating vaccination in the State of New York" (Rec. No. 363), which was read the first time and referred to the committee on public health.

"An act to amend section 446 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the spe-

cial and local laws affecting public interests in the city of New York,' in relation to the providing of sufficient hydrants for the use of the fire department" (Rec. No. 364), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the department of docks of the city of New York to set aside certain of the water front owned by the said city for the exclusive use of the fire department of the said city" (Rec. No. 365), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester'" (Rec. No. 366), which was read the first time and referred to the committee on affairs of cities.

The Senate sent for concurrence a resolution in the words following:

Whereas, A measure to increase the pay of letter-carriers after three years service to \$1,200 per annum is now pending in Congress; and,

Whereas, The letter-carriers are recognized as being efficient, hard-working and trustworthy men; be it

Resolved (if the Assembly concur), That the Legislature of the State of New York respectfully request the members of Congress from the State of New York to assist in securing the speedy passage of said measure.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act reappropriating the unexpended balance of the amount appropriated by chapter 352 of the Laws of 1889, entitled 'An act to provide for improving the channels of Fox creek, and ditches tributary thereto, in the northern part of the town of Amherst, in the county of Erie, and making an appropriation therefor (No. 589), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, lines 1 and 2, engrossed bill, strike out the words "the unexpended balance of the sum of \$4,500, or so much thereof as may be necessary," and insert in lieu thereof the following: "The balance remaining in the treasury unexpended, of the sum of \$4,500, appropriated by chapter 352 of the Laws of 1889, for the purpose of cleaning out the channels of Fox creek and ditches tributary thereto, being the sum of \$3,065.20."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Connelly	Harwood	McKnight	Selleck
Adams	Cornell	Henderson	Menninger	Sheehan
Andrus	Currier	Hitt	Miller	Sheffer

Ballantine	Curtis	Huson	Monaghan	Shields
Bennett	Decker	Johnson, A.	Mott	Stevens, J. H.
Blanchfield	Deyo	Johnson, H.C.	Mullaney	Stranahan
Blumenthal	Dickinson	Johnson, I. S.	Nolan	Tompson
Boyce	Endres	Johnson, R.S.	O'Connor, J.K.	Tompkins
Bradford	Everett	Jones	O'Hare	Towne
Bridges	Fish	Kelly	Page	Townsend
Burns, J. I.	Fitts	Kill	Pealer	Treadway
Burns, W. B.	Gibbs	Kimball	Peck	Van Vranken
Bush, G. H.	Greene	Kurth	Pierson	Webster
Bush, R. P.	Gretsinger	Lane, H. J.	Rhodes	Whipple
Byrne	Groat	Le Roy	Sage	White
Byrnes	Guenther	L'Hommedieu	Sawmiller	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Peck offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 685, entitled "An act to amend chapter 292 of the Laws of 1888, entitled 'An act to authorize the purchase of lands for the erection of State armories and the taking of the said lands for said armories where agreement can not be made with the owner or owners of said lands by the exercise of the right of eminent domain, and making the cost thereof county charges,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. J. I. Burns introduced a bill entitled "An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States, and of foreign countries, as amended by chapter 113 of the Laws of 1885'" (Int. No. 1164), which was read the first time, and referred to the committee on insurance.

Mr. Speaker presented a communication from the Attorney-General, transmitting the report required by the provisions of chapter 35 of the Laws of 1889; which was laid upon the table, ordered printed, and referred to the committee on codes.

(See Doc. No. 90.)

The Senate returned the bill entitled "An act to authorize the incorporation of veterinary medical societies in this State" (No. 667), with a message that they have concurred in the following amendment:

Section 1, line 2, engrossed bill, after the word "college" insert the word "or."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority

of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Crawford	Hitt	Miller	Selleck
Adams	Currier	Huson	Mitchell	Sheffer
Andrus	Curtis	Johnson, A.	Mott	Shields
Ballantine	Decker	Johnson, H.C.	Mullaney	Stevens, J. H.
Barton	Deyo	Jones	Nolan	Stewart
Blumenthal	Dickinson	Kill	O'Connor, J.J.	Thompson
Bradford	Dinkelspiel	Kimball	O'Connor, J.K.	Tompkins
Brady	Duffy	Kurth	Pealer	Towne
Bridges	Endres	Lane, H. J.	Pearsall	Townsend
Burns, J. I.	Fish	Lane, O. F.	Peck	Treadway
Bush, R. P.	Fitts	Larmon	Pierson	Van Vranken
Byrne	Gretsinger	Le Roy	Rhodes	Webster
Connelly	Groat	Lewis, R. J.	Riley	Weed
Cooney	Guibord	L'Hommedieu	Sage	White
Cornell	Harwood	McKnight	Saunders	Willis
Courtney	Henderson	Menninger	Sawmiller	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

A message from the Senate was received and read, in the words following:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon Assembly bill No. 545, entitled "An act to amend chapter 545 of the Laws of 1888, entitled 'An act to provide for lectures for workingmen and workingwomen,' as amended by chapter 383 of the Laws of 1889," report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the words "and such lecture or lectures may be advertised in a newspaper or newspapers published in said city, or otherwise, as the said board of education in its discretion shall determine" heretofore stricken out by the Senate, be reinserted in section 3 of said bill, and that the rest of said section, being the words "in case any such lecture or lectures may in the judgment of said board of education, be largely attended, said board is hereby authorized in its discretion to hire any hall or place, other than a public school building, for the delivery thereof" as stricken out by the Senate, be agreed to and concurred in.

All of which is respectfully submitted.

CHARLES A. STADLER,
W. P. RICHARDSON,
H. J. DONALDSON,
Senate Committee.

JOSEPH BLUMENTHAL,
RICHARD J. LEWIS,
NATHAN BRIDGES,
FRANCIS V. KING,
A. B. COONS,
Assembly Committee.

IN SENATE, *April 22, 1890.*

Report of committee of conference agreed to.

By order.

JOHN S. KENYON,
Clerk.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Crawford	Hitt	Mitchell	Sheffer
Acker	Currier	Huson	Monaghan	Shields
Adams	Curtis	Johnson, A.	Mott	Stevens, J. H.
Ballantine	Decker	Johnson, H. C.	Mullaney	Stevens, W. C.
Barton	Deyo	Johnson, I. S.	Nolan	Stewart
Bennett	Dickinson	Jones	O'Connor, J. K.	Stranahan
Blumenthal	Dinkelspiel	Kelly	O'Hare	Thompson
Boyce	Duffy	Kill	Pearsall	Tompkins
Bradford	Endres	Kurth	Peck	Towne
Bridges	Fitts	Lane, H. J.	Rhodes	Townsend
Bush, R. P.	Greene	Le Roy	Riley	Van Vranken
Byrne	Gretsinger	L'Hommedieu	Sage	Webster
Christie	Groat	McKnight	Saunders	Whipple
Connelly	Haffner	McTernan	Sawmiller	White
Cornell	Harwood	Menninger	Selleck	Willis
Courtney	Henderson	Miller		

For the negative,

Sullivan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The bill (No. 1257) entitled "An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1890, and to supply deficiencies in former appropriations," having been announced for a third reading.

M. Deyo moved to amend the same as follows:

Section 1, insert the word "first" at the beginning of line 2.

Same section, line 2, strike out the word "four-tenths" and insert the words "twenty-seven one-hundreths."

Section 3, line 2, strike out the words "three hundred and four" and insert the words "one hundred and fifty-four."

Same section, line 6, strike out the words "three hundred" and insert the words "one hundred and fifty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cooney	Hitt	McBride	Rhodes
Acker	Coons	Huson	McKnight	Riley
Andrus	Cornell	Johnson, A.	McTernan	Sage
Ballantine	Currier	Johnson, H.C.	Menninger	Schaaff
Bennett	Dempsey	Johnson, I. S.	Miller	Selleck
Blanchfield	de Peyster	Johnson, R.S.	Monaghan	Sheehan
Blumenthal	Deyo	Jones	Mott	Sheffer
Boyce	Dinkelspiel	Kelly	Nolan	Shields
Bradford	Duffy	Kerrigan	O'Connor, J.J.	Stevens, J. H.
Brady	Endres	Kill	O'Hare	Thompson
Bridges	Fitts	Larmon	Page	Tompkins
Bush, G. H.	Greene	Le Roy	Pealer	Webster
Bush, R. P.	Gretsinger	Lewis, R. J.	Pearsall	Weed
Byrne	Groat	L'Hommedieu	Peck	White
Byrnes	Guenther	Martin	Pierson	Willis
Connelly	Henderson	Mase		

For the negative,

Sullivan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1274), entitled "An act to amend sections 186 and 187 of the Penal Code of the State of New York, relative to the punishment for the crime of murder," having been announced for a third reading,

On motion of Mr. Curtis, the same was laid upon the table.

The bill (No. 934) entitled "An act to amend sections 1 and 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts," having been announced for a third reading.

On motion of Mr. R. P. Bush, the same was laid upon the table.

The bill (No. 1126) entitled "An act to amend and revise title 4 of chapter 549, of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative.

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	L'Hommedieu	Sage
Acker	Cornell	Guibord	Martin	Saunders
Adams	Crawford	Harwood	Mase	Schaaff
Andrus	Currier	Henderson	McBride	Selleck
Ballantine	Curtis	Hitt	McKnight	Sheehan
Bennett	Decker	Huson	McTernan	Sheffer
Blanchfield	Dempsey	Johnson, A.	Miller	Shields
Boyce	de Peyster	Johnson, H.C.	Mott	Stevens, J. H.
Bradford	Deyo	Johnson, I. S.	Mullaney	Stevens, W. C.
Brady	Dinkelspiel	Johnson, R.S.	Nolan	Stewart
Bridges	Duffy	Jones	O'Connor, J.K.	Stranahan
Burns, W. B.	Endres	Kelly	Pealer	Thompson
Bush, G. H.	Fish	Kerrigan	Pearsall	Tompkins
Bush, R. P.	Fitts	Kill	Peck	Van Vranken
Byrne	Gardenier	Lane, H. J.	Pierson	Webster
Byrnes	Greene	Lane, O. F.	Rhodes	Weed
Connelly	Gretsinger	Le Roy	Rice	Whipple
Cooney	Groat	Lewis, B. B.	Riley	Wissig

For the negative,

Sullivan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Sawmiller offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 318, entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of Edward Gaynor and Anson M. Bangs, against the State, and to make an award thereon," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Courtney, Int. No. 876, entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, as amended by chapter 14 of the Laws of 1880, entitled An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' and to consolidate therewith the several acts in relation to the charter of said city,"

reported in favor of the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert Senate bill No. 577, amended. (See printed bill No. 1508).

Amend the title so as to read as follows:

"An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city,' and the several acts amendatory thereof and supplementary thereto."

LEROY ANDRUS,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 1139, entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 371 of the Laws of 1876, and chapter 358 of the Laws of 1882, and chapter 426 of the Laws of 1887," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 1138, entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica, as amended by chapter 305 of the Laws of 1889,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. McTernan, Int. No. 908, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Stranahan, Int. No. 1094, entitled "An act to amend section 2 of chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego Fire Department of the City of Oswego,'" reported in favor of the passage of the same, with the following amendments:

Section 1, lines 3 and 4, strike out the words "so as to read as follows," and insert the words "by adding thereto an additional section to be known as section 6."

Strike out the remainder of the bill, and insert the following:

"§ 6. Said council shall make, between the first and thirtieth day of April in each year, a report in writing, duly verified by its president and treasurer, to the common council of the city of Oswego, showing

in detail the amount of property or fund in its possession or under its control, in what manner the same is kept invested, the interest or annual income received therefrom during the twelve months last preceding said report, in what manner, to what persons and for what purposes said interest or income was disbursed or applied by said council."

Amend the title by striking out in the first line the words "section 2 of."

Add at the end of the title the words "by adding thereto an additional section to be known as section 6."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 352, entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of the city of Rochester, as amended by chapter 14 of the Laws of 1880, entitled An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 348, entitled "An act to amend chapter 193 of the Laws of 1888, entitled 'An act to authorize the selection, location and acquiring of certain grounds for public parks and parkways in and near the city of Rochester, and to provide for the maintenance and embellishments thereof,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Deane, Int. No. 360, entitled "An act to amend chapter 523 of the Laws of 1883, entitled 'An act to amend the charter of the city of Poughkeepsie,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 308, entitled "An act to amend chapter 150 of the Laws of 1872, entitled 'An act to incorporate the city of Kingston,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Pursuant to resolution of the Assembly, the Senate returned the bill (No. 1027) entitled "An act to amend sections 130, 349, 685 and 896 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the

removal of the reservoir situated in the city of New York, between
 fortieth and Forty-second streets, and the laying out of a public
 park," for the purpose of amendment.

Mr. Bridges, from the committee on engrossed bills, reported as
 directly engrossed, the bills entitled as follows:

"An act to legalize the employment of Lieutenant Gustavus C.
 Mann in the work of determining the boundary line in lands under
 water between the States of New York and New Jersey, and to
 authorize the Board of Claims to hear, audit and determine his claim
 against the State for services under such employment, and to make
 an award for such services." (No. 1070.)

"An act to amend section 260 of chapter 409 of the Laws of 1882,
 entitled 'An act to revise the statutes of this State relating to banks,
 banking and trust companies,' as amended by chapter 524 of the
 Laws of 1887, and as amended by chapter 373 of the Laws of 1888."
 (No. 1393.)

"An act to amend and revise title 3 of chapter 549 of the Laws of
 1884, entitled 'An act to amend and revise chapter 65 of the Laws of
 1859, entitled An act to revise and consolidate the act to incorporate
 the village of Hoosic Falls, and the several acts amending the
 same.'" (No. 1151.)

"An act to make the office of county clerk of Chautauqua county
 a salaried office, and regulating the management of said office."
 (No. 1354.)

"An act to amend chapter 210 of the Laws of 1878, entitled 'An
 act to provide for the formation of societies for the prevention of
 horse stealing,' and the several acts amendatory thereof." (No. 1216.)

"An act to amend chapter 157 of the Laws of 1883, entitled 'An
 act to enforce collection of the taxes levied in the county of
 Jefferson.'" (No. 1227.)

"An act to amend chapter 168 of the Laws of 1814, entitled 'An
 act to vest certain powers in the freeholders and inhabitants of the
 village of Jamaica, in the county of Queens,' as amended by chapter
 64 of the Laws of 1855, and chapter 266 of the Laws of 1870."
 (No. 937.)

"An act to amend chapter 220 of the Laws of 1866, entitled 'An
 act to amend the charter of the village of Saratoga Springs, and the
 several acts amendatory thereof; to repeal certain acts relating
 hereto, and to organize and establish a street department for the
 said village, and to define its powers and duties.'" (No. 1045.)

"An act to amend section 11 of article one of title one of chapter
 6 of part 1 of the Revised Statutes, and the acts amendatory
 thereof." (No. 569.)

"An act to provide for the welfare of the Indians in this State."
 (No. 1152.)

"An act to amend chapter 184 of the Laws of 1881, entitled 'An
 act to revise the charter of the city of Yonkers,' and the acts amenda-
 tory thereof." (No. 1049.)

"An act to establish the exterior bulkhead and pier lines of the
 harbor of New York on the Staten Island side." (No. 1215.)

"An act to revise the charter of the village of Alden." (No. 809.)

"An act for the relief of Frank J. Downes." (No. 741.)

"An act to amend chapter 309 of the Laws of 1864, entitled 'An act to consolidate the several school district within the corporate limits of the village of Owego, and to establish free schools in the same,' and the acts amendatory thereof." (No. 1082.)

"An act to provide for the printing, binding and distribution of 4,000 copies of the Clerk's Manual of 1890, and making an appropriation therefor." (No. 1435.)

"An act to allow domestic electric light and power corporations to build, maintain and operate by electricity, as a motive power, railroads other than street surface railroads, and not exceeding twenty miles in length." (No. 1392.)

"An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt.'" (No. 1391.)

"An act relative to lands in the city of Brooklyn devised by Bartholomew Temegnio, late of said city, deceased, authorizing the mortgaging thereof and the disposition of the proceeds for the improvement of said premises." (No. 995.)

"An act to enable tribes of the Improved Order of Red Men to take, hold, mortgage and convey real and personal property." (No. 917.)

"An act to amend chapter 438 of the Laws of 1862, entitled 'An act to provide for the formation of societies for the prevention of horse stealing.'" (No. 1217.)

"An act to amend chapter 363 of the Laws of 1875, entitled 'An act to enlarge the board of education in union free school district No. 6, in the town of Northfield, and county of Richmond, and to change the name of said district, and to authorize the said board of education to sell and convey to the purchaser thereof the present school-house and site, and also to purchase a new site for a school-house in said district, and to erect thereupon a new school-house, and to provide for the raising of money therefor, and to change the name of said school district to Port Richmond Union Free School District, and also to amend the title of said act so as to insert therein the words or acquire title to a new school-house site, and to omit therefrom the reference to the enlargement of the board of education.'" (No. 1226.)

"An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to docks, piers and bulkheads on the Hudson river." (No. 1223.)

"An act to further amend section 307 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 364 of the Laws of 1885, and chapter 575 of the Laws of 1888, relating to a pension fund for the police department of said city." (No. 1443.)

"An act to amend section 15 of chapter 329 of the Laws of 1874, entitled 'An act to re-enact and amend an act entitled An act to provide for the annexation of the towns of Morrisania,

West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York, relative to exempt firemen.'" (No. 1442.)

"An act to authorize the supervisor of the town of Warwick, Orange county, N. Y., to expend certain moneys in his hands belonging to the poor fund of said town." (No. 933.)

"An act to amend chapter 573 of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof.'" (No. 701.)

"An act to amend section 4 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' and the several acts amendatory thereof, relating to police and excise." (No. 1234.)

"An act to dissolve the corporation known as the Geneseo Academy, created by chapter 64 of the Laws of 1827, as amended by chapter 122 of the Laws of 1833, and further amended by chapter 309 of the Laws of 1846. (No. 1218.)

"An act to provide for repairing and reconstructing the banks and channel of Glen creek, in the village of Watkins, and making an appropriation therefor." (No. 941.)

"An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways." (No. 1415.)

The bill (No. 1004) entitled "An act to amend, revise and consolidate certain acts and parts of acts relating to the State Commission in Lunacy, and the care and custody of the insane, the management of the asylums for their treatment and safe-keeping, as provided in chapter 342 of the Laws of 1874, and chapter 283 of the Laws of 1889, and to repeal sections 9, 10 and 11 of chapter 342 of the Laws of 1865, and chapter 713 of the Laws of 1871," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Byrnes	Greene	Le Roy	Pierson
Acker	Christie	Gretsinger	Lewis, B. B.	Riley
Adams	Clarke	Guenther	Lewis, R. J.	Sage
Ballantine	Cooney	Guibord	L'Hommedieu	Schaaff
Barton	Coons	Haffner	Mase	Selleck
Bennett	Courtney	Harwood	McBride	Sheehan
Blanchfield	Crawford	Henderson	McKnight	Shields
Blumenthal	Currier	Huson	McTernan	Stewart
Boyce	Curtis	Johnson, A.	Miller	Sulzer
Bradford	Dempsey	Johnson, H.C.	Monaghan	Thompson

Brady	Dinkelspiel	Johnson, R.S.	Nolan	Treadway
Bridges	Endres	Jones	O'Connor, J.J.	Van Vranken
Burns, J. I.	Fish	Kelly	O'Connor, J.K.	Weed
Burns, W. B.	Fitts	Kerrigan	O'Hare	White
Bush, R. P.	Gardenier	Kill	Pealer	Wissig
Byrne	Gibbs	Kurth		

For the negative,

Groat

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Whipple in the chair.

The bill (No. 1086) entitled "An act to further amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' concerning the department of arrears," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 49 }
{ NOES 37 }

Those who voted in the affirmative, were

Acker	Currier	Johnson, H.C.	L'Hommedieu	Sheffer
Adams	Curtis	Johnson, I. S.	Miller	Stevens, J. H.
Andrus	Decker	Johnson, R. S.	Mitchell	Stewart
Barton	Deyo	Jones	Mott	Stranahan
Bennett	Dickinson	Kimball	Page	Sullivan
Bradford	Fitts	Kurth	Peck	Tompkins
Bridges	Gardenier	Larmon	Pierson	Treadway
Burns, J. I.	Gretsinger	Le Roy	Rhodes	Weed
Christie	Groat	Lewis, B. B.	Saunders	Whipple
Crawford	Guibord	Lewis, R. J.	Selleck	

Those who voted in the negative, were

Abbey	Cooney	Huson	O'Connor, J.J.	Shields
Blanchfield	Coons	Kelly	O'Hare	Sohmer
Boyce	Courtney	McBride	Riley	Sulzer
Brady	Dempsey	McTernan	Sage	Thompson
Bush, G. H.	Duffy	Menninger	Sawmiller	Townsend
Bush, R. P.	Endres	Monaghan	Schaaff	Van Vranken
Byrne	Fish	Nolan	Sheehan	Webster
Byrnes	Haffner			

Mr. Weed moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 125) entitled "An act in relation to certain parks and a parade ground in Long Island City," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	McBride	Schaaff
Acker	Courtney	Hitt	McTernan	Selleck
Andrus	Crawford	Hoag	Menninger	Sheehan
Barton	Currier	Johnson, A.	Miller	Sheffer
Bennett	Curtis	Johnson, H.C.	Monaghan	Shields
Blanchfield	Decker	Johnson, I. S.	Mott	Stevens, J. H.
Boyce	Deyo	Johnson, R.S.	Nolan	Stewart
Bradford	Duffy	Jones	O'Connor, J.J.	Stranahan
Brady	Endres	Kelly	O'Hare	Thompson
Bridges	Fitts	Kurth	Page	Tompkins
Bush, G. H.	Gardenier	Lane, H. J.	Pealer	Towne
Bush, R. P.	Gibbs	Lane, O. F.	Pearsall	Townsend
Byrne	Gretsinger	Larmon	Peck	Van Vranken
Christie	Groat	Lewis, B. B.	Pierson	Webster
Clarke	Guibord	Lewis, R. J.	Rhodes	Weed
Connelly	Harwood	Martin	Saunders	Whipple
Cooney				

For the negative,
Sullivan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 839) entitled "An act conferring authority upon the department of public parks in the city of New York, relative to certain ancient vaults and burial plots situate in Van Cortlandt park in said city, and in Pelham Bay park in the county of Westchester," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 7}

Those who voted in the affirmative, were

Acker	Currier	Harwood	Menninger	Sawmiller
Andrus	Decker	Hoag	Miller	Schaaff
Ballantine	de Peyster	Huson	Mitchell	Selleck
Bennett	Deyo	Johnson, A.	Monaghan	Sheffer
Boyce	Dinkelspiel	Johnson, H.C.	Mott	Shields
Bradford	Duffy	Johnson, I. S.	Mullaney	Stevens, J. H.
Bridges	Everett	Johnson, R.S.	O'Connor, J.J.	Stewart
Byrne	Fitts	Jones	O'Connor, J.K.	Stranahan

Byrnes	Gardenier	Kill	Pealer	Sullivan
Christie	Gibbs	Lane, H. J.	Pearsall	Thompson
Connelly	Gretsinger	Larmon	Peck	Tompkins
Cooney	Groat	Le Roy	Pierson	Towne
Cornell	Guenther	Lewis, R. J.	Sage	Weed
Courtney	Guibord	Martin	Saunders	Willis
Crawford	Haffner	McBride		

Those who voted in the negative, were

Abbey	Brady	Dempsey	Sohmer	Sulzer
Blumenthal	Bush, R. P.			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Stranahan offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill No. 695, entitled "An act to amend chapter 372 of the Laws of 1887, entitled 'An act requiring official bonds, and the bonds or undertakings of officers or trustees appointed by the court to be recorded in certain cases,' for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 831) entitled "An act to provide for the annexation of the island known as Hart's island, in the county of Westchester, to the city and county of New York, and for confirming the title to such island in the city and county of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Hitt	Martin	Saunders
Acker	Currier	Hoag	Mase	Selleck
Adams	Curtis	Huson	McBride	Sheffer
Ballantine	Decker	Johnson, A.	McTernan	Shields
Barton	Deyo	Johnson, H.C.	Menninger	Stevens, J. H.
Bennett	Dinkelspiel	Johnson, I. S.	Miller	Stranahan
Blumenthal	Duffy	Johnson, R.S.	Monaghan	Thompson
Bradford	Endres	Jones	Nixon	Tompkins
Brady	Fitts	Kerrigan	O'Connor, J.J.	Towne
Bridges	Gardenier	Kill	O'Connor, J.K.	Treadway
Burns, J. I.	Greene	Kimball	O'Hare	Weed
Byrne	Gretsinger	Kurth	Page	Whipple
Byrnes	Groat	Lane, H. J.	Pearsall	White

Christie	Guenther	Lane, O. F.	Rhodes	Willis
Cooney	Guibord	Le Roy	Sage	Wissig
Cornell	Haffner	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and again request their concurrence therein.

The bill (No. 1080) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to annual estimates of appropriations for certain institutions," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	McBride	Shields
Acker	Currier	Haffner	McTernan	Stevens, J. H.
Adams	Curtis	Harwood	Miller	Stevens, W.C.
Barton	Decker	Huson	Mitchell	Stewart
Bennett	Dempsey	Johnson, A.	Monaghan	Stranahan
Blumenthal	de Peyster	Johnson, H.C.	Mott	Sullivan
Bradford	Deyo	Johnson, I. S.	Nixon	Sulzer
Brady	Dickinson	Johnson, R. S.	O'Connor, J.J.	Thompson
Bridges	Dinkelspiel	Jones	O'Connor, J.K.	Tompkins
Burns, J. I.	Duffy	Kimball	Pearsall	Treadway
Bush, R. P.	Endres	Lane, H. J.	Sage	Webster
Byrne	Everett	Lane, O. F.	Saunders	Whipple
Byrnes	Fitts	Larmon	Sawmiller	White
Cooney	Gardenier	Le Roy	Schaaff	Willis
Cornell	Gibbs	Lewis, B. B.	Selleck	Wissig
Courtney	Greene	Mase	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1130) entitled "An act to amend chapter 459 of the Laws of 1889, entitled 'An act to authorize the establishment of an electrical plant for the purpose of lighting the city of Jamestown, N. Y., with electric light, and to empower the common council of said city to raise the necessary funds therefor,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Martin	Sheffer
Acker	Crawford	Haffner	Mase	Shields
Adams	Currier	Harwood	McBride	Stevens, J. H.

Barton	Curtis	Hitt	McKnight	Stevens, W. C.
Bennett	Decker	Huson	Menninger	Stranahan
Boyce	Dempsey	Johnson, A.	Nixon	Sullivan
Bradford	de Peyster	Johnson, I. S.	O'Connor, J. K.	Thompson
Brady	Deyo	Johnson, R. S.	O'Hare	Tompkins
Bridges	Dickinson	Jones	Pealer	Towne
Burns, J. I.	Endres	Kerrigan	Pearsall	Townsend
Burns, W. B.	Fitts	Kill	Peck	Treadway
Bush, R. P.	Gardenier	Lane, H. J.	Pierson	Van Vranken
Byrne	Greene	Lane, O. F.	Riley	Webster
Byrnes	Gretsinger	Le Roy	Sage	Weed
Coons	Groat	Lewis, B. B.	Saunders	Whipple
Cornell	Guenther	Lewis, R. J.	Schaaff	White

Those who voted in the negative, were

Blumenthal Fish Miller

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. W. B. Burns moved to suspend Rule 3, for the purpose of reading the third time out of its order Senate bill No. 296, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse.'" (Rec. No. 158.)

Mr. Sheehan raised the point of order that notice should have been given to suspend Rule 26.

Mr. Speaker decided the point of order not well taken.

Mr. W. B. Burns moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Cornell	Henderson	McKnight	Selleck
Acker	Courtney	Hitt	McTernan	Sheehan
Adams	Currier	Hoag	Menninger	Sheffer
Andrus	Curtis	Huson	Miller	Shields
Ballantine	Decker	Johnson, A.	Mitchell	Sohmer
Barton	Dempsey	Johnson, H. C.	Monaghan	Stevens, J. H.
Bennett	de Peyster	Johnson, I. S.	Mott	Stevens, W. C.
Blanchfield	Deyo	Johnson, R. S.	Nixon	Stewart
Blumenthal	Dickinson	Jones	Nolan	Stranahan
Boyce	Dinkelspiel	Kelly	O'Connor, J. J.	Sulzer
Bradford	Duffy	Kerrigan	O'Connor, J. K.	Thompson
Brady	Endres	Kill	O'Hare	Tompkins
Bridges	Everett	King	Page	Towne
Burns, J. I.	Fish	Kurth	Pealer	Townsend
Burns, W. B.	Fitts	Lane, H. J.	Pearsall	Treadway
Bush, G. H.	Gardenier	Lane, O. F.	Peck	Van Vranken
Bush, R. P.	Gibbs	Larmon	Pierson	Webster
Byrne	Greene	Le Roy	Rhodes	Weed
Byrnes	Gretsinger	Lewis, B. B.	Rice	Whipple
Christie	Groat	Lewis, R. J.	Riley	White

Clarke	Guenther	L'Hommedieu	Sage	Willis
Connelly	Guibord	Martin	Saunders	Wissig
Cooney	Haffner	Mase	Sawmiller	Speaker
Coons	Harwood	McBride	Schaaff	119

Mr. Andrus moved that further proceedings under the call be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared before the bar of House with Messrs. Connelly, J. J. O'Connor, Pearsall, McBride, Mase and Sullivan.

Mr. Fish moved that said members be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to suspend further proceedings under the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Sergeant-at-Arms again appeared before the bar of the House with Mr. Kimball.

Mr. Cornell moved that said member be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to suspend further proceedings under the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to suspend Rule 3, and it was determined in the affirmative.

{AYES 69}
{NOES 42}

Those who voted in the affirmative, were

Acker	Cooney	Gretsinger	Lewis, B. B.	Sawmiller
Adams	Cornell	Groat	L'Hommedieu	Selleck
Ballantine	Crawford	Guibord	Mase	Stevens, W. C.
Bennett	Curtis	Haffner	Miller	Stranahan
Blumenthal	Decker	Hitt	Mitchell	Thompson
Bradford	de Peyster	Johnson, H. C.	Monaghan	Towne
Brady	Deyo	Johnson, R. S.	Mott	Townsend
Bridges	Dinkelspiel	Jones	Nixon	Treadway
Burns, W. B.	Duffy	Kelly	O'Connor, J. J.	Webster
Bush, G. H.	Everett	Kimball	O'Hare	Whipple
Byrne	Fish	King	Pearsall	White
Christie	Gardenier	Lane, H. J.	Peck	Willis
Clarke	Gibbs	Larmon	Pierson	Wissig
Connelly	Greene	Le Roy	Saunders	

Those who voted in the negative, were

Abbey	Courtney	Johnson, A.	Nolan	Sheffer
Andrus	Currier	Kill	O'Connor, J. K.	Shields
Barton	Dempsey	Lane, O. F.	Pealer	Sohmer
Blanchfield	Endres	Lewis, R. J.	Rice	Stevens, J. H.

Boyce	Guenther	McBride	Riley	Stewart
Burns, J. I.	Harwood	McKnight	Sage	Sullivan
Bush, R. P.	Henderson	McTernan	Schaaff	Tompkins
Byrnes	Hoag	Menninger	Sheehan	Van Vranken
Coons	Huson			

Mr. Speaker in the chair.

Said bill having been announced for a third reading.

Mr. Sheehan moved to recommit said bill to the committee on affairs of cities, with instructions to amend as follows:

Section 18, line 7, printed bill, after the word "diameter" insert the words "to be laid under the supervision and direction of the Superintendent of Public Works."

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sheehan, and it was determined in the negative.

{AYES 42}
{NOES 62}

Those who voted in the affirmative, were

Abbey	Dempsey	Johnson, A.	McTernan	Sheffer
Andrus	Endres	Kerrigan	Mullaney	Shields
Barton	Everett	Kill	O'Connor, J. K.	Sohmer
Blanchfield	Fitts	Lane, O. F.	Pealer	Stevens, J. H.
Boyce	Greene	L'Hommedieu	Rice	Stewart
Byrnes	Guenther	Martin	Riley	Sullivan
Clarke	Harwood	McBride	Sage	Sulzer
Coons	Henderson	McKnight	Sheehan	Tompkins
Currier	Hoag			

Those who voted in the negative, were

Acker	Cooney	Guibord	Mase	Selleck
Adams	Cornell	Haffner	Miller	Stevens, W. C.
Ballantine	Crawford	Hitt	Mitchell	Stranahan
Bennett	Curtis	Johnson, H. C.	Monaghan	Thompson
Blumenthal	Decker	Johnson, R. S.	Mott	Towne
Bradford	de Peyster	Jones	Nixon	Townsend
Brady	Deyo	Kelly	O'Hare	Van Vranken
Burns, J. I.	Dinkelspiel	Lane, H. J.	Peck	Webster
Burns, W. B.	Fish	Larmon	Pierson	Whipple
Bush, G. H.	Gardenier	Le Roy	Rhodes	White
Byrne	Gibbs	Lewis, B. B.	Saunders	Willis
Christie	Gretsinger	Lewis, R. J.	Sawmiller	Wissig
Connelly	Groat			

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 69}
{NOES 42}

Those who voted in the affirmative, were

Acker	Connelly	Gibbs	L'Hommedieu	Saunders
Adams	Cooney	Gretsinger	Mase	Sawmiller
Ballantine	Cornell	Groat	Miller	Selleck
Bennett	Courtney	Guibord	Mitchell	Stevens, W. C.
Blumenthal	Crawford	Hitt	Monaghan	Stranahan
Bradford	Curtis	Johnson, H. C.	Mott	Thompson
Brady	Decker	Johnson, R. S.	Mullaney	Towne
Bridges	de Peyster	Jones	Nixon	Townsend
Burns, J. I.	Deyo	Kelly	O'Connor, J. J.	Treadway
Burns, W. B.	Dinkelspiel	Kimball	O'Hare	Webster
Bush, G. H.	Duffy	King	Pearsall	Whipple
Byrne	Everett	Lane, H. J.	Peck	White
Christie	Fish	Larmon	Pierson	Wissig
Clarke	Gardenier	Lewis, B. B.	Rhodes	

Those who voted in the negative, were

Abbey	Endres	Johnson, A.	O'Connor, J. K.	Shields
Andrus	Fitts	Kill	Pealer	Sohmer
Blanchfield	Greene	Lane, O. F.	Rice	Stevens, J. H.
Boyce	Guenther	Le Roy	Riley	Stewart
Byrnes	Haffner	Martin	Sage	Sullivan
Coons	Harwood	McBride	Schaaff	Sulzer
Currier	Henderson	McKnight	Sheehan	Tompkins
Dempsey	Hoag	McTernan	Sheffer	Van Vranken
Dickinson	Huson			

Mr. Sheehan raised the point of order that under article 1, chapter 9 of the Constitution the bill had failed of passage, as it required the assent of two-thirds of the members elected to this branch of the Legislature, for the reason that it appropriates public moneys or property of the State for a local or private purpose.

Mr. Speaker decided the point of order not well taken, and declared the bill passed.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1132) entitled "An act to amend chapter 143 of the Laws of 1889, entitled 'An act to amend chapter 519 of the Laws of 1887, entitled An act to provide public school-houses in Long Island City,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Larmon	Sage
Acker	Cornell	Guibord	Le Roy	Sawmiller
Adams	Courtney	Haffner	Lewis, B. B.	Selleck
Andrus	Currier	Harwood	Lewis, R. J.	Sheehan
Ballantine	Curtis	Henderson	L'Hommedieu	Sheffer
Barton	Decker	Johnson, A.	Martin	Shields
Bennett	Dempsey	Johnson, H. C.	McKnight	Sohmer
Blanchfield	Deyo	Johnson, I. S.	Menninger	Stevens, J. H.
Blumenthal	Dickinson	Johnson, R. S.	Miller	Stevens, W. C.
Boyce	Dinkelspiel	Jones	Mitchell	Thompson
Bradford	Duffy	Kelly	Mott	Townsend
Brady	Endres	Kill	Pealer	Treadway
Bridges	Everett	King	Pearsall	Van Vranken
Bush, G. H.	Fish	Lane, H. J.	Peck	Whipple
Byrne	Fitts	Lane, O. F.	Rice	Wissig
Byrnes	Gardenier			

For the negative,

McTernan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1133) entitled "An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Henderson	McKnight	Schaaff
Ballantine	Currier	Hitt	McTernan	Selleck
Barton	Curtis	Hoag	Menninger	Sheffer
Bennett	Decker	Huson	Miller	Shields
Blanchfield	Dempsey	Johnson, H. C.	Mitchell	Sohmer
Blumenthal	Deyo	Johnson, R. S.	Monaghan	Stevens, J. H.
Bradford	Dickinson	Jones	Mullaney	Stevens, W. C.
Burns, J. I.	Duffy	Kelly	Nolan	Stewart
Bush, G. H.	Endres	Kill	O'Connor, J. J.	Stranahan
Bush, R. P.	Everett	Kurth	O'Hare	Sulzer
Byrne	Fish	Lane, O. F.	Page	Thompson
Byrnes	Gardenier	Larmon	Pealer	Van Vranken
Christie	Greene	Le Roy	Peck	Webster
Clarke	Groat	Lewis, B. B.	Pierson	Whipple

Cooney	Guibord	Lewis, R. J.	Rice	Willis
Coons	Haffner	L'Hommedieu	Sage	Wissig
Cornell	Harwood	Martin	Sawmiller	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1108) entitled "An act to amend chapter 117 of the Laws of 1883, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Hitt	Martin	Selleck
Acker	Crawford	Hoag	McKnight	Sheffer
Adams	Currier	Huson	McTernan	Shields
Barton	Decker	Johnson, H.C.	Miller	Sohmer
Bennett	Dempsey	Johnson, I.S.	Mitchell	Stevens, W. C.
Blanchfield	Deyo	Jones	Monaghan	Stranahan
Blumenthal	Dickinson	Kelly	Nolan	Sulzer
Boyce	Dinkelspiel	Kill	O'Connor, J.J.	Thompson
Bradford	Endres	King	O'Connor, J.K.	Tompkins
Bridges	Fish	Kurth	O'Hare	Towne
Burns, J. I.	Fitts	Lane, H. J.	Pealer	Townsend
Bush, G. H.	Gardenier	Lane, O. F.	Pierson	Van Vranken
Byrne	Greene	Larmon	Riley	Webster
Byrnes	Groat	Le Roy	Sage	Whipple
Christie	Guenther	Lewis, B. B.	Saunders	White
Cooney	Guibord	Lewis, R. J.	Sawmiller	Willis
Coons	Harwood	L'Hommedieu	Schaaff	Speaker
Cornell	Henderson			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to legalize the acts and proceedings of the town board, and the town board of auditors of the town of Montgomery, Orange county, in relation to the erection of two certain iron bridges over the Wallkill river, one at or near the falls of said river at the village of Walden, and the other at Bodine's crossing, about two miles south of the village of Montgomery, and the acts and proceedings of D. Smith Sears, as commissioner of highways of said town in relation to said bridges, and authorizing the board of supervisors of Orange county to empower the supervisor of said town to borrow on the credit of said town the sum of \$28,000 and interest, and to issue and dispose of bonds therefor for the purpose of paying the

contract prices for the construction of said bridges and the taking down of former bridges." (No. 1262.)

"An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport.'" (Int. No. 1151.)

"An act to amend chapter 81 of the Laws of 1886, entitled 'An act to amend chapter 335 of the Laws of 1869, entitled 'An act to provide a charter for the village of Oneida,' and to revise and consolidate the several acts in relation to said village.'" (No. 1412.)

"An act to authorize the common council of the city of Kingston to borrow money to supply deficiency in its general fund." (No. 1131.)

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'" (No. 699.)

"An act to amend chapter 385 of the Laws of 1862, entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' as amended by chapter 62 of the Laws of 1873, and by chapter 146 of the Laws of 1877, and by chapter 52 of the Laws of 1884, and by chapter 184 of the Laws of 1888, and by chapter 97 of the Laws of 1889." (No. 874.)

"An act to amend section 8 of chapter 248 of the Laws of 1872, entitled 'An act to authorize the formation, establishing and maintaining of driving park, park and agricultural associations.'" (No. 591.)

"An act to authorize towns to raise additional money for highway purposes, and to prevent snow blockade of highways by the substitution of wire for other fences along the same." (No. 647.)

"An act to amend chapter 68 of the Laws of 1880, entitled 'An act to authorize the sale of lands in the town and village of Saratoga Springs, for unpaid State, county and municipal taxes, including water rates and special assessments.'" (No. 992.)

"An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs and the several acts amendatory thereof.'" (No. 987.)

"An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First Regiment of the New York Volunteers in the United States war with Mexico, in the year 1846, 1847 and 1848." (No. 597.)

"An act to amend chapter 30 of the Laws of 1885, entitled 'An act to amend, revise and consolidate the several acts relating to the village of Oneonta, in the county of Otsego,' and to authorize the board of trustees to give a hearing to certain persons and corporations assessed for benefits by reason of the opening of the extension of Chestnut street in said village, and to persons and corporations assessed for paving certain streets in said village." (No. 692.)

"An act to amend chapter 126 of the Laws of 1886, entitled 'An act to amend subdivision 4 of chapter 482 of the Laws of 1875, entitled 'An act to confer upon boards of supervisors further powers of local legislation and administration,' and to regulate the compensation of supervisors,' as amended by chapter 439 of the Laws of 1881.'" (No. 613.)

"An act conferring jurisdiction upon the Court of Claims to hear,

audit and determine the claim of Abner L. Roberts against the State, and to make an award therefor." (No. 630.)

"An act to authorize the purchase of a site and the erection thereon of a public building, and creating a board of trustees of public buildings, in and for the village of Little Falls." (No. 1125.)

"An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn.'" (No. 1129.)

"An act to amend chapter 8, title 2, part 1 of the Revised Statutes." (No. 870.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act requiring statements to be filed showing the amount due on bonds and mortgages affecting real estate." (No. 896.)

"An act to provide for equipping and furnishing, and for heating and lighting apparatus, for sewerage and for water supply for the State normal and training school at Plattsburgh, and for grading the grounds thereof and laying walks thereon." (No. 900.)

"An act to authorize the incorporation of veterinary medical societies in this State." (No. 667.)

"An act to amend section 635 of the Penal Code." (No. 339.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations" (No. 863), with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hons. Wm. A. Sackett, John Van Denburg, Wm. J. McKenna, Wm. H. Hornidge, Wm. Pearsall, Henry A. Reeves and James P. Hooley.

Leave of absence was granted to Mr. Andrus until April 25.

The Senate returned the concurrent resolutions recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 292 of the Laws of 1888, entitled 'An act to authorize the purchase of lands for the erection of State armories, and the taking of the said lands for said armories where agreement can not be made with the owner or owners of said lands by the exercise of the right of eminent domain, and making the cost thereof county charges.'" (No. 685.)

"An act to authorize the Board of Claims to hear, audit and determine the claims of Edward Gaynor and Anson M. Bangs against the State, and to make an award thereon." (No. 318.)

"An act to amend chapter 372 of the Laws of 1887, entitled 'An act requiring official bonds and the bonds or undertakings of officers or trustees appointed by the court to be recorded in certain cases.'" (No. 695.)

Ordered, That the Clerk deliver said resolutions to the Governor.

In pursuance of a notice given on April 22, under the order of third reading of bills, Mr. Cornell moved to suspend Assembly Rule No. 3, for the purpose of having read out of its order Assembly bill

No. 1215, entitled "An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side."

Mr. Sulzer raised the point of order that the bill must be engrossed.

Mr. Speaker decided the point of order not well taken, said bill having been engrossed and reported by the committee on engrossed bills.

Mr. McTernan raised the point of order that under Rule 49 unanimous consent must be granted, and that notice to suspend Rule 3 was not sufficient.

Mr. Speaker decided the point of order not well taken.

Mr. Speaker put the question whether the House would agree to suspend Rule 3, and it was determined in the affirmative.

• {AYES 65}
• {NOES 39}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, I. S.	Mitchell	Selleck
Acker	Currier	Johnson, R. S.	Monaghan	Sheffer
Adams	Decker	Jones	Mott	Stevens, J. H.
Barton	Everett	Kimball	Nixon	Stevens, W. C.
Boyce	Gardenier	King	O'Connor, J. K.	Stranahan
Bradford	Greene	Lane, H. J.	O'Hare	Thompson
Brady	Gretsinger	Larmon	Page	Tompkins
Burns, J. I.	Groat	Lewis, B. B.	Pealer	Towne
Bush, R. P.	Guenther	L'Hommedieu	Pearsall	Townsend
Byrne	Guibord	Martin	Peck	Treadway
Byrnes	Harwood	Mase	Pierson	Whipple
Cornell	Hoag	McKnight	Saunders	White
Courtney	Johnson, H. C.	Miller	Sawmiller	Willis

Those who voted in the negative, were

Ballantine	de Peyster	Johnson, A.	Menninger	Shields
Blanchfield	Deyo	Kelly	Mullaney	Sohmer
Blumenthal	Dickinson	Kerrigan	Nolan	Stewart
Bush, G. H.	Duffy	Kurth	O'Connor, J. J.	Sullivan
Christie	Endres	Le Roy	Rice	Sulzer
Connelly	Gibbs	Lewis, R. J.	Sage	Van Vranken
Cooney	Haffner	McBride	Schaaff	Wissig
Dempsey	Huson	McTernan	Sheehan	

Mr. Kerrigan moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House adjourned.

THURSDAY, APRIL 24, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

Mr. Speaker announced the pending question on the point of order made by Mr. McTernan yesterday, and stated that the Chair decides the point of order made by Mr. McTernan yesterday well taken, that Rule 49 requires to be suspended, as well as Rule 3, for the purpose of reading a bill out of its order.

Mr. Cornell gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Assembly bill No. 1215, entitled "An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side," now on the order of third reading.

Mr. Pearsall gave notice that at some subsequent day he would move to suspend Rules, 3, 28, 29 and 49, in order that Assembly bill No. 1391, entitled "An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt,'" may be read the third time, out of its order.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return to the Senate, of Senate bill No. 347, entitled "An act to authorize the cemetery commissioners of the city of Elmira to acquire lands for cemetery purposes," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 275, entitled 'An act to quiet the title to real property in certain cases, conveyed pursuant to judicial decree, which has been lost or destroyed,' for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 23, 1890.

To the Assembly:

Assembly bill No. 319, entitled "An act to legalize and confirm the action of the special committee of the Assembly of 1887, in certain cases, and to authorize the Board of Claims to hear, audit and determine the claims of Matthew J. Myers against the State for services and disbursements, and to make an award therefor," is herewith returned without approval.

There is no very serious objection to that portion of this bill which

legalizes the act of the special committee of the Assembly of 1887 in employing the claimant. If that part of it stood alone, I should be inclined to permit the measure to become a law; but the second portion of the bill which authorizes the claimant to file a claim with the Board of Claims, although two years have elapsed since it ostensibly accrued, is of questionable propriety.

Special bills of this character are becoming so frequent that a necessity arises that some definite policy in regard to the short statute of limitations imposed by the general claim act should be adopted. There is little use of any such statute, if the Legislature in every case that may be presented to it waives the statute, and allows a claim to be presented at any time.

I am advised that a general bill is now pending in the Legislature fixing the statute of limitations in such cases at six years, and until the disposition of that bill has been determined, it would seem unwise to pass upon these special bills. I have, therefore, concluded to withhold my approval from such bills at present, until the policy of the Legislature shall have been more fully determined.

An opportunity for the recall of this bill to await the disposition of the general bill was afforded, but it was not improved.

DAVID B. HILL.

On motion of Mr. Speaker, said bill and the accompanying message were laid upon the table.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 374, entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, I. S.	Menninger	Selleck
Acker	Crawford	Jones	Miller	Sheehan
Adams	Decker	Kill	Mitchell	Shields
Ballantine	Dempsey	Kimball	Monaghan	Sohmer
Bennett	de Peyster	King	Mott	Stevens, J. H.
Blanchfield	Deyo	Lane, H. J.	Mullaney	Stevens, N.
Blumenthal	Endres	Lane, O. F.	O'Connor, J. J.	Stevens, W. C.

Boyce	Everett	Larmon	O'Connor, J. K.	Stewart
Bradford	Fitts	Le Roy	O'Hare	Sulzer
Brady	Groat	Lewis, B. B.	Pealer	Thompson
Burns, J. I.	Guibord	Lewis, R. J.	Pearsall	Tompkins
Bush, G. H.	Harwood	L'Hommedieu	Peck	Towne
Byrne	Hitt	Martin	Rhodes	Townsend
Clarke	Hoag	Mase	Sage	Van Vranken
Cooney	Huson	McBride	Saunders	Whipple
Cornell	Johnson, A.	McTernan	Sawmiller	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Peck, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Page 2, line 1, after the word "city" insert the words "but said superintendent shall make no allotment to any city or district for the expenses of a superintendent unless satisfied that such city, village or district employs a competent person as superintendent, whose time is exclusively devoted to the general supervision of the schools of said city, village or district; nor shall he make any allotment to any district in the first instance without first causing an enumeration of the inhabitants thereof to be made, which shall show the population thereof to be at least 5,000, the expense of which enumeration, as certified by said State Superintendent, shall be paid by the district in whose interest it is made."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Cooney	Gardenier	Le Roy	Schaaff
Acker	Cornell	Gretsinger	Lewis, B. B.	Selleck
Adams	Crawford	Groat	L'Hommedieu	Sheffer
Ballantine	Currier	Guenther	Martin	Shields
Barton	Curtis	Guibord	Mase	Stein
Bennett	Decker	Harwood	McBride	Stevens, J. H.
Blanchfield	Dempsey	Johnson, A.	McKnight	Stevens, N.
Boyce	de Peyster	Johnson, H. C.	Menninger	Stranahan
Bradford	Deyo	Johnson, I. S.	Miller	Thompson
Brady	Dickinson	Kill	Monaghan	Tompkins
Bridges	Dinkelspiel	Kimball	Pearsall	Treadway
Burns, J. I.	Endres	King	Peck	Van Vranken
Bush, G. H.	Everett	Lane, H. J.	Rhodes	Whipple
Bush, R. P.	Fish	Lane, O. F.	Sage	White
Byrne	Fitts	Larmon	Saunders	Willis
Clarke				

Those who voted in the negative, were

Blumenthal	Connelly	McTernan	O'Hare	Sulzer
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. R. P. Bush in the chair.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, *April* 23, 1890.

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 685, entitled "An act to amend chapter 292 of the Laws of 1888, entitled 'An act to authorize the purchase of lands for the erection of State armories and the taking of the said lands for said armories where agreement can not be made with the owner or owners of said lands by the exercise of the right of eminent domain, and making the cost thereof county charges.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Christie	Gretsinger	Lewis, R. J.	Schaaff
Acker	Clarke	Groat	L'Hommedieu	Shields
Ballantine	Cooney	Guenther	McBride	Stevens, J. H.
Barton	Cornell	Haffner	Menninger	Stevens, N.
Bennett	Courtney	Harwood	Miller	Stevens, W. C.
Blanchfield	Crawford	Henderson	Mitchell	Stranahan
Blumenthal	Currier	Hitt	Mott	Thompson
Boyce	Decker	Huson	Nixon	Tompkins
Bradford	Dempsey	Johnson A.	O'Connor, J. K.	Towne
Brady	de Peyster	Johnson, H. C.	Pealer	Treadway
Bridges	Deyo	Johnson, R. S.	Pearsall	Van Vranken
Burns, J. I.	Dinkelspiel	Kill	Peck	Webster
Bush, G. H.	Endres	Lane, H. J.	Rice	Whipple
Bush, R. P.	Everett	Lane, O. F.	Saunders	White
Byrne	Fitts	Le Roy	Sawmiller	Willis
Byrnes	Gardenier			

For the negative,

O'Hare

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Peck, and by unanimous consent, the same was amended as follows:

(Reference in all cases to the engrossed bill.)

Page 1, strike out from and including the words "the exercise of" in the fifth line from the bottom of the page, to and including the

words "supplementary thereto" in the last line of the page, and insert in place thereof the word "condemnation,"

Section 4, line 1, after the word "five" strike out the word "of" and insert in place thereof the words "is hereby added to."

Same section, same line, strike out the words "is hereby amended so as."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 5 }

Those who voted in the affirmative, were

Abbey	Byrnes	Gardenier	Lewis, B. B.	Saunders
Acker	Clarke	Gibbs	Lewis, R. J.	Sawmiller
Adams	Connelly	Gretsinger	L'Hommedieu	Schaaff
Ballantine	Coons	Groat	Mase	Stein
Barton	Cornell	Guibord	McBride	Stevens, N.
Bennett	Courtney	Haffner	Menninger	Stewart
Blanchfield	Crawford	Harwood	Miller	Thompson
Blumenthal	Currier	Johnson, A.	Mitchell	Tompkins
Boyce	Decker	Johnson, H.C.	Mott	Towne
Bradford	de Peyster	Jones	Nolan	Treadway
Bridges	Deyo	Kill	O'Connor, J.K.	Webster
Burns, J. I.	Dickinson	Kimball	Pearsall	Whipple
Bush, G. H.	Endres	Lane, H. J.	Peck	White
Bush, R. P.	Everett	Larmon	Rhodes	Wissig
Byrne	Fish	Le Roy		

Those who voted in the negative, were

Huson	O'Hare	Pealer	Stevens, J. H.	Stranahan
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Speaker in the chair.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER }
ALBANY, April 23, 1890. }

To the Legislature :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 695, entitled "An act to amend chapter 372 of the Laws of 1887, entitled 'An act requiring official bonds, and the bonds or undertakings of officers or trustees appointed by the court to be recorded in certain cases.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected

to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	Lewis, B. B.	Riley
Acker	Cornell	Harwood	L'Hommedieu	Saunders
Adams	Courtney	Henderson	Mase	Schaaff
Ballantine	Crawford	Huson	McBride	Sheffer
Barton	Currier	Johnson, A.	McKnight	Shields
Bennett	Curtis	Johnson, H. C.	Menninger	Stevens, J. H.
Blanchfield	Decker	Johnson, I. S.	Miller	Stevens, N.
Boyce	Deyo	Jones	Mitchell	Stevens, W. C.
Bradford	Dickinson	Kill	Nixon	Stranahan
Bridges	Dinkelspiel	Kimball	Nolan	Thompson
Burns, J. I.	Endres	King	O'Connor, J. K.	Tompkins
Bush, R. P.	Everett	Kurth	O'Hare	Townsend
Byrne	Fish	Lane, H. J.	Pearsall	Treadway
Byrnes	Fitts	Lane, O. F.	Peck	Van Vranken
Clarke	Gardenier	Larmon	Pierson	Webster
Cooney	Groat	Le Roy	Rhodes	Whipple

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Stranahan, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 1, line 1, before the word "chapter" insert the words "sections 1, 2, 3 and 4 of."

Same section, line 2, strike out the word "is" and insert the word "are."

Same section, line 3, after the word "read" insert the word "respectively."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Connelly	Gardenier	Lane, O. F.	Saunders
Adams	Cooney	Greene	Larmon	Schaaff
Ballantine	Coons	Groat	Le Roy	Selleck
Barton	Courtney	Guibord	Lewis, B. B.	Shields
Bennett	Crawford	Harwood	L'Hommedieu	Stevens, N.
Blanchfield	Currier	Henderson	McBride	Stranahan
Blumenthal	Curtis	Hitt	McKnight	Thompson
Boyce	Decker	Johnson, A.	Menninger	Towne
Bradford	Dempsey	Johnson, H. C.	Miller	Townsend

Brady	Deyo	Johnson, I. S.	Nixon	Treadway
Bridges	Dickinson	Jones	O'Connor, J. K.	Van Vranken
Bush, R. P.	Dinkelspiel	Kill	O'Hare	Webster
Byrne	Endres	Kimball	Pealer	Whipple
Byrnes	Everett	King	Pearsall	Willis
Christie	Fish	Kurth	Rhodes	Wissig
Clarke	Fitts	Lane, H. J.	Riley	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 683, entitled "An act to repeal section 17 of chapter 906 of the Laws of 1869, entitled 'An act to regulate, grade, widen, gravel and improve a public highway in the towns of Eastchester, Scarsdale and White Plains, in the county of Westchester, commonly called the old White Plains post road, and also a portion of Fourth avenue, in the village of Central Mount Vernon.'" (No. 683.)

DAVID B. HILL.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 22, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 682, entitled "An act to repeal section 17 of chapter 819 of the Laws of 1868, entitled 'An act to regulate, grade, widen, macadamize and improve a public highway in the towns of Eastchester and Westchester, in the county of Westchester, commonly called the old White Plains road, and also a portion of First street, in the village of Mount Vernon.'" (No. 682.)

DAVID B. HILL.

Mr. Rhodes offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bills No. 682 and 683, as above entitled, be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to make the office of county clerk of Steuben county a salaried office, and regulating the management of said office" (No. 988), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 1, strike out the word "the" and insert in place thereof the word "each."

Same section, same line, strike out the words "next elected and."

Same section, same line, strike out the first letter "t" of the word "thereafter," so it shall read "hereafter."

Same section, strike out all of lines 3 and 4, and the words "annum and" in line 5, and insert in place thereof the words "of eighteen hundred dollars; such salary."

Section 3, line 8, strike out the word "line" and insert the word "lieu."

Section 7, line 3, strike out the letter "d" from the word "filed" so that it shall read "file."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Henderson	McKnight	Sohmer
Adams	Courtney	Huson	Menninger	Stevens, J. H.
Ballantine	Currier	Johnson, A.	Miller	Stevens, N.
Bennett	Curtis	Johnson, H. C.	Mitchell	Stevens, W. C.
Blanchfield	Decker	Johnson, R. S.	Monaghan	Stewart
Blumenthal	Dempsey	Jones	Nixon	Thompson
Boyce	Deyo	Kill	O'Connor, J. K.	Tompkins
Bradford	Dinkelspiel	Kimball	O'Hare	Towne
Brady	Duffy	King	Pealer	Townsend
Bridges	Endres	Lane, H. J.	Pearsall	Van Vranken
Burns, J. I.	Fitts	Lane, O. F.	Pierson	Webster
Bush, R. P.	Greene	Larmon	Rhodes	Whipple
Byrne	Gretsinger	Le Roy	Riley	White
Christie	Groat	Lewis, B. B.	Sage	Willis
Clarke	Guibord	Martin	Saunders	Wissig
Connelly	Harwood	McBride	Shields	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to authorize the authorities of the city of Brooklyn to open, extend and improve Manhattan avenue, and to close a portion of the same, and to open and improve a portion of Ewen street in the city of Brooklyn" (No. 87), with a message that they have concurred in the passage of the same with the following amendment:

Add at the end of section 1 the words "and save and except that not more than fifty per centum of the costs of each of the several improvements authorized by this act, shall be levied, apportioned and assessed according to benefit upon 100 feet on each side of the line of improvement within the district of assessment, and the remaining per centum of the costs shall be levied, apportioned and assessed according to benefit upon the remainder of the district of assessment as determined by the board of assessors."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Guenther	Le Roy	Sheehan
Adams	Courtney	Guibord	Lewis, B. B.	Sheffer
Ballantine	Currier	Haffner	L'Hommedieu	Shields
Bennett	Curtis	Harwood	McKnight	Stein
Blumfield	Dempsey	Henderson	McTernan	Stevens, N.
Blumenthal	de Peyster	Huson	Menninger	Sulzer
Boyce	Deyo	Johnson, A.	Miller	Thompson
Bradford	Dickinson	Johnson, I. S.	Mitchell	Tompkins
Brady	Endres	Johnson, R.S.	Monaghan	Towne
Bridges	Everett	Kelly	Nixon	Townsend
Bush, R. P.	Fish	Kill	Pealer	Treadway
Byrne	Fitts	Kimball	Pearsall	Webster
Byrnes	Gardenier	King	Pierson	Whipple
Christie	Gibbs	Kurth	Sage	White
Clarke	Gretsinger	Lane, H. J.	Saunders	Willis
Connelly	Groat	Lane, O. F.	Selleck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

A message from the Senate was received and read, in the words following:

IN SENATE, *April 23, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill, No. 175, entitled "An act to amend chapter 323 of the Laws of 1888, entitled 'An act to provide for the erection of a building for certain purposes relating to the public interests in the city of New York.'" (Rec. No. 56.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Ahearn, and by unanimous consent, the same was amended as follows:

Page 3, line 22, engrossed bill, insert the word "in" after the word "coming."

Page 4, line 3, after the word "to" insert the words "said land."

Page 5, line 20, add the letter "s" to the word "commissioner."

Same page, last line, strike out the word "be" after the word "be."

Same page, section 6, line 26, insert the word "publicly" before the word "opened."

Same page, same section, line 29, strike out the word "thereof" and insert the word "therefor."

Same page, section 7, line 6, strike out the words "this security" and insert the words "the sureties."

Same page, same section, line 7, strike out the word "this" and insert the word "their."

Same page, same section, line 9, strike out the word "to" and insert the word "the."

Page 8, line 7, add the letter "s" to the words "deposit" and "person."

Same page line 10, strike out the word "any" and insert the word "and."

Same page, section 8, line 6, strike out the word "contrator" and insert the word "contractor."

Same page, same section, line 8, strike out the word "this" and insert the word "his."

Same page, same section, line 14, strike out the word "ferformance" and insert the word "performance."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Henderson	Mase	Sawmiller
Adams	Crawford	Hitt	McBride	Selleck
Ballantine	Currier	Huson	McKnight	Sheehan
Barton	Curtis	Johnson, A.	McTernan	Sheffer
Bennett	Decker	Johnson, H. C.	Menninger	Shields
Blanchfield	Dempsey	Johnson, I. S.	Miller	Stevens, N.
Boyce	Deyo	Johnson, R. S.	Mitchell	Stevens, W. C.
Bradford	Dickinson	Jones	Mott	Stewart
Brady	Endres	Kill	Nixon	Thompson
Bridges	Fish	Kimball	O'Connor, J. K.	Tompkins
Burns, J. I.	Fitts	Kurth	O'Hare	Towne
Bush, R. P.	Gardenier	Lane, H. J.	Peck	Townsend
Byrne	Gretsinger	Lane, O. F.	Rhodes	Van Vranken
Byrnes	Groat	Larmon	Riley	Webster
Christie	Guibord	Le Roy	Sage	Whipple
Cooney	Haffner	Lewis, R. J.	Saunders	Willis

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Groat	Lewis, B. B.	Peck
Adams	Courtney	Guibord	Lewis, R. J.	Rhodes
Ballantine	Crawford	Harwood	L'Hommedieu	Riley

Barton	Curtis	Henderson	Martin	Sawmiller
Bennett	Dempsey	Hitt	Mase	Selleck
Boyce	de Peyster	Huson	McBride	Sheehan
Bradford	Deyo	Johnson, H. C.	McKnight	Sheffer
Brady	Dickinson	Johnson, I. S.	McTernan	Stevens, J. H.
Bridges	Dinkelspiel	Jones	Menninger	Stevens, N.
Burns, J. I.	Endres	Kerrigan	Miller	Thompson
Bush, R. P.	Everett	Kill	Mitchell	Tompkins
Byrne	Fish	Kimball	Monaghan	Webster
Byrnes	Fitts	King	Mott	Weed
Christie	Gardenier	Kurth	O'Connor, J. K.	Whipple
Clarke	Greene	Lane, H. J.	O'Hare	Wissig
Cooney	Gretsinger	Le Roy	Pearsall	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate sent for concurrence the following entitled bills :

"An act to amend sections 1 and 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts" (Rec. No. 367), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter 131 of the Laws of 1871, entitled 'An act to renew the charter of the New York State Agricultural Society'" (Rec. No. 368), which was read the first time and referred to the committee on agriculture.

"An act to repeal and annul chapter 184 of the Laws of 1886, entitled 'An act to authorize the village of Port Jervis, in the county of Orange, to lay out and adopt a comprehensive system of sewerage, and to construct the same,' and to dissolve the board of sewer commissioners appointed thereunder" (Rec. No. 369), was read the first time.

Mr. Greene asked unanimous consent that said bill be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Johnson, I. S.	Pierson	Stewart
Acker	Crawford	Jones	Rhodes	Stranahan
Adams	Deyo	Kimball	Rice	Thompson
Ballantine	Dinkelspiel	Lane, H. J.	Sage	Tompkins
Barton	Endres	Larmon	Saunders	Towne
Bennett	Fitts	Le Roy	Sawmiller	Townsend
Blanchfield	Greene	McTernan	Schaaff	Treadway
Blumenthal	Gretsinger	Menninger	Selleck	Webster
Boyce	Groat	Miller	Sheehan	Weed
Bradford	Guibord	Nixon	Sheffer	Whipple
Bridges	Haffner	Pealer	Shields	White

Burns, J. I. Johnson, A. Pearsall
Byrne Johnson, H.C. Peck
Byrnes

Stevens, J. H. Willis
Stevens, W. C. Wissig

Unanimous consent having been granted, said bill was placed on the order of third reading.

"An act to amend chapter 713 of the Laws of 1887, entitled 'An act to amend chapter 483 of the Laws of 1885, entitled An act to tax gifts, legacies and collateral inheritances in certain cases,' and the acts amendatory thereof" (Rec. No. 370), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to provide for submitting a proposed amendment to the Constitution to the electors of the State" (Rec. No. 371), which was read the first time and referred to the committee on the judiciary.

"An act in relation to the payment of the salary of John H. Roberts, chief recording clerk in the office of the clerk of the city and county of New York" (Rec. No. 372), which was read the first time and referred to the committee on affairs of cities.

Mr. Whipple in the chair, announced the special order being the bill (No. 489) entitled "An act to provide for the rapid transit railways in cities of over 100,000 inhabitants." (Rec. No. 259.)

(Reprinted, as amended, Assembly bill No. 1498.)

Said bill having been announced for a second reading,

Mr. Husted moved to amend as follows:

(Reference to printed bill No. 1498.)

Section 1, line 15, after the word "over" strike out the word "six" and insert the word "one," and after the word "inhabitants" insert the words "according to the last Federal census, and to such cities as shall have over 100,000 inhabitants according to the Federal census to be taken in 1890."

Section 43, line 9, after the word "over" strike out the word "six" and insert the word "one," and after the word "inhabitants" insert the words "according to the last Federal census and to such cities as shall have over 100,000 inhabitants, according to the Federal census to be taken in 1890."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish moved to amend said bill as follows:

Strike out all of section 1, and insert the following:

"SECTION 1. The mayor of any city of this State, having a population of 1,000,000 inhabitants or over, may at any time, and from time to time, or upon the written request of any 500 resident freeholders of such city shall appoint six commissioners, who shall be residents of said city, and who shall have full power and authority to do and perform all that they are hereinafter directed to do and perform, a certificate of whose appointment, signed by such mayor, shall be filed in the office of the Secretary of State, and a duplicate thereof in such mayor's office. Three of such commissioners shall be chosen from the party which at the last State election cast the largest number of votes for Secretary of State, and three other of said commissioners shall be chosen from the party which at said last State election cast the next largest number of votes for Secretary of State, provided, however,

that in any case where the mayor of any such city shall have already appointed commissioners under the provisions of section 1 of chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' since the 1st day of April in the year 1890, the commissioners so appointed, and who within ten days after the passage of this act shall have duly qualified as such commissioners, and entered upon the performance of their duties as such, together with one other commissioner to be appointed pursuant to the provisions of this section, who shall be chosen from the party which at the last State election cast the next largest number of votes for Secretary of State shall be deemed to be the commission first appointed under the provisions of this act, and shall be entitled to exercise and perform all of the powers and duties prescribed herein."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{AYES 64}
{NOES 57}

Those who voted in the affirmative, were

Abbey	Courtney	Hitt	Nixon	Shields
Blanchfield	Currier	Huson	Nolan	Sohmer
Blumenthal	Curtis	Johnson, R.S.	O'Connor, J.J.	Stein
Boyce	Dempsey	Kelly	O'Connor, J.K.	Stevens, J. H.
Bush, G. H.	Duffy	Kerrigan	O'Hare	Stewart
Bush, R. P.	Endres	Kill	Pealer	Sullivan
Byrne	Fish	Lane, O. F.	Rhodes	Sulzer
Byrnes	Gibbs	Martin	Rice	Townsend
Clarke	Greene	McBride	Riley	Treadway
Connelly	Guenther	McKnight	Sage	Van Vranken
Cooney	Haffner	McTernan	Sawmiller	Webster
Coons	Harwood	Monaghan	Schaaft	Wissig
Cornell	Henderson	Mullaney	Sheehan	

Those who voted in the negative, were

Acker	de Peyster	Johnson, H. C.	L'Hommedieu	Stevens, N.
Adams	Deyo	Johnson, I. S.	Mase	Stevens, W. C.
Ballantine	Dickinson	Jones	Menninger	Stranahan
Barton	Dinkelspiel	Kimball	Miller	Thompson
Bennett	Everett	King	Mitchell	Tompkins
Bradford	Fitts	Kurth	Mott	Towne
Brady	Gardenier	Lane, H. J.	Pearsall	Weed
Bridges	Gretsinger	Larmon	Peck	Whipple
Burns, J. I.	Groat	Le Roy	Pierson	White
Christie	Guibord	Lewis, B. B.	Saunders	Willis
Crawford	Hoag	Lewis, R. J.	Selleck	Speaker
Crocker	Johnson, A.			

Mr. Fish moved to amend by striking out all of section 2 and inserting the following:

"§ 2. Within ten days after their appointment, each of said commissioners, except as otherwise provided in section 1 of this act, shall

take and subscribe an oath faithfully to perform the duties of his office, the said oath to be filed in the office of the clerk of such county, and shall give a bond to the people of the State of New York, in the penal sum of \$25,000, conditioned for the faithful performance of the duties required by this act, which bond shall have two or more sureties, to be approved by a justice of the department of the Supreme Court including such county, and shall be filed in such clerk's office, before such commissioner shall assume to perform any of the duties of his office."

Also, strike out section 3 and insert the following:

"§ 3. Within fifteen days after their appointment, or in the case of the commissioners referred to in section 1 of this act as those who shall be deemed to be first appointed under the provisions of the same, within fifteen days after the passage of this act, the said commissioners shall meet at some convenient place in such county, and organize themselves as a board with appropriate officers. They shall be known as the board of rapid transit railroad commissioners."

Section 4, line 1, after the word "the" insert the word "said."

Same section, same line, strike out the words "from time to," also in same section, strike out all of lines 2 and 3.

Same section, line 20, strike out the word "six" and insert the word "five."

Same section, line 39, after the word "states" strike out the remainder of the line, also strike out all of lines 40, 41, 42, 43, 44, 45, 46, and line 47 to and including the word "streets."

Section 5, line 26, after the word "resolution" insert the words "by a two-thirds vote of said common council."

Section 7, line 64, strike out the word "six" and insert the word "five."

Strike out all of section 10 and insert the following:

"§ 10. In case a vacancy shall be caused by the death, resignation or other disqualification of any of the commissioners appointed pursuant to section one of this act, the vacancy shall be filled by the appointment, in the manner prescribed in said section, of a commissioner who shall belong to the same political party as the commissioner whom he is appointed to succeed. The terms of office of said commissioners shall determine and expire with the performance by them of their functions in the supervision of the construction of the road or roads authorized by them."

Section 11, line 45, strike out the words "other than the mayor of any city."

Section 12, line 15, strike out the word "six" and insert the word "five."

Section 15, line 3, after the word "corporation" insert the words "and before their terms of office shall have determined and expired as herein prescribed."

Same section, same line, strike out the word "six" and insert the word "five."

Section 21, line 3, after the word "commissioners" insert the words "Provided application for the approval of said board to any such increase or reduction be made before the terms of office of said Rapid Transit Railroad Commissioners shall have determined and expired as herein prescribed."

Section 41, strike out all of line 1.

Same section, line 2, strike out the words "from time to time" and insert the the words "any board of Rapid Transit Railroad Commissioners appointed under the provisions of section 1 of this act may."

Same section, line 5, strike out the word "six" and insert the word "five."

Section 43, line 9, strike out the words "six hundred thousand" and insert the words "one million."

Same section, strike out the amendment offered by Mr. Husted and adopted.

Amend the title so as to read as follows:

"An act to provide for rapid transit railways in cities of over one million inhabitants."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 66 }
{ NOES 46 }

Those who voted in the affirmative, were

Abbey	Courtney	Hitt	Nixon	Sheffer
Blanchfield	Currier	Huson	Nolan	Shields
Blumenthal	Curtis	Lewis, B. B.	O'Connor, J. J.	Sohmer
Boyce	Dempsey	Kelly	O'Connor, J. K.	Stein
Brady	Duffy	Kerrigan	O'Hare	Stevens, J. H.
Bush, G. H.	Endres	Kill	Pealer	Stewart
Bush, R. P.	Fish	Lane, O. F.	Rhodes	Sullivan
Byrne	Gibbs	Martin	Rice	Sulzer
Byrnes	Greene	McBride	Sage	Townsend
Clarke	Guenther	McKnight	Riley	Treadway
Connelly	Haffner	McTernan	Sawmiller	Van Vranken
Cooney	Harwood	Monaghan	Schaaff	Webster
Coons	Henderson	Mullaney	Sheehan	Wissig
Cornell				

Those who voted in the negative, were

Acker	Decker	Johnson, A.	Miller	Stevens, W. C.
Adams	Deyo	Johnson, H. C.	Mitchell	Stranahan
Ballantine	Dinkelspiel	Johnson, I. S.	Mott	Thompson
Barton	Everett	Jones	Pearsall	Tompkins
Bennett	Fitts	Kimball	Peck	Towne
Bradford	Gardenier	Kurth	Pierson	Weed
Bridges	Gretsinger	Lane, H. J.	Saunders	Whipple
Burns, J. I.	Groat	L'Hommedieu	Selleck	Willis
Christie	Guibord	Menninger	Stevens, N.	Speaker
Crawford				

Said bill, as amended, was then read the second time.

On motion of Mr. Husted, said bill was placed on the order of third reading.

Mr. Whipple stated that under a misapprehension he made the reference to Senate bill No. 556, entitled "An act to provide for submitting a proposed amendment to the Constitution to the electors

of the State" (Rec. No. 371), to the committee on excise, and that he desired to correct the error, and that said bill should have been referred to the committee on the judiciary, and the change was ordered made.

The bill (No. 1061) entitled "An act to amend sections 10 and 13 of chapter 558 of the Laws of 1887, entitled 'An act authorizing the trustees of the village of Greenbush to provide for the building of sewers in the public streets of the village of Greenbush,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Johnson, I. S.	Mott	Stevens, N.
Acker	Courtney	Johnson, R.S.	Nixon	Stevens, W. C.
Adams	Crawford	Kill	O'Connor, J.K.	Stewart
Ballantine	Curtis	King	O'Hare	Stranahan
Bennett	Decker	Kurth	Pealer	Sulzer
Blanchfield	Dempsey	Lane, H. J.	Pearsall	Thompson
Blumenthal	Deyo	Lane, O. F.	Peck	Tompkins
Boyce	Dinkelspiel	Le Roy	Pierson	Townsend
Bradford	Endres	Lewis, B. B.	Rhodes	Treadway
Brady	Fitts	L'Hommedieu	Saunders	Van Vranken
Bridges	Gardenier	McBride	Sawmiller	Weed
Byrne	Groat	McTernan	Sheffer	Whipple
Byrnes	Guenther	Menninger	Shields	White
Christie	Guibord	Miller	Sohmer	Willis
Connelly	Huson	Mitchell	Stevens, J. H.	Wissig
Cooney	Johnson, H.C.	Monaghan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Clarke gave notice that at some future day he would move to suspend Assembly Rules Nos. 3 and 49, for the purpose of reading for the second time out of its order Senate bill No. 299, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city, in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city."

The bill (No. 846) entitled "An act to amend section 12 of title 8 of chapter 330 of the Laws of 1888, entitled 'An act further to amend chapter 277 of the Laws of 1868, entitled 'An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Baldwinsville, Onondaga county,

and to revise and amend the charter of said village," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	King	Mullaney	Sheffer
Acker	Curtis	Lane, H. J.	Nolan	Shields
Adams	Decker	Lane, O. F.	O'Connor, J. J.	Sohmer
Ballantine	Dinkelspiel	Larmon	O'Connor, J. K.	Stevens, J. H.
Barton	Endres	Le Roy	O'Hare	Stevens, N.
Bennett	Everett	Lewis, B. B.	Pealer	Stevens, W. C.
Blanchfield	Fish	L'Hommiedieu	Pearsall	Sülzer
Blumenthal	Fitts	Martin	Peck	Thompson
Boyce	Gardenier	McBride	Pierson	Towne
Bradford	Guenther	McKnight	Rice	Townsend
Bridges	Guibord	McTernan	Riley	Van Vranken
Burns, J. I.	Haffner	Menninger	Sage	Webster
Bush, R. P.	Henderson	Miller	Saunders	Whipple
Clarke	Hitt	Mitchell	Schaaff	White
Cooney	Johnson, R. S.	Monaghan	Selleck	Willis
Coons	Jones	Mott	Sheehan	Wissig
Cornell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate recalling the resolution for final adjournment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{AYES 70}
{NOES 32}

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	McKnight	Sawmiller
Blanchfield	Currier	Huson	McTernan	Schaaff
Blumenthal	Curtis	Johnson, H. C.	Nixon	Sheehan
Boyce	Dempsey	Johnson, I. S.	Nolan	Shields
Brady	Duffy	Johnson, R. S.	O'Connor, J. J.	Sohmer
Bush, G. H.	Endres	Jones	O'Connor, J. K.	Stein
Bush, R. P.	Fish	Kelly	O'Hare	Sullivan
Byrne	Gibbs	Kerrigan	Pealer	Sulzer
Byrnes	Greene	Kill	Peck	Townsend
Clarke	Guenther	Lane, O. F.	Pierson	Treadway
Connelly	Haffner	Le Roy	Rhodes	Van Vranken

Cooney	Harwood	Lewis, R. J.	Rice	Webster
Coons	Henderson	Martin	Riley	White
Cornell	Hitt	McBride	Sage	Wissig

Those who voted in the negative, were

Acker	Burns, J. I.	Groat	L'Hommedieu	Pearsall
Andrus	Christie	Johnson, A.	Menninger	Saunders
Ballantine	Crawford	Kimball	Mitchell	Stevens, N.
Barton	Decker	King	Monaghan	Stevens, W. C.
Bennett	Deyo	Larmon	Mott	Whipple
Bradford	Dinkelspiel	Lewis, B. B.	Mullaney	Willis
Bridges	Gardenier			

Ordered, That the Clerk deliver said resolution to the Senate.

The bill (No. 1135) entitled "An act to amend chapter 504 of the Laws of 1887, entitled 'An act conferring additional powers upon villages,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	McTernan	Stevens, N.
Acker	Cornell	Haffner	Miller	Stevens, W. C.
Andrus	Courtney	Harwood	Mitchell	Stewart
Ballantine	Crawford	Henderson	Monaghan	Stranahan
Barton	Currier	Hitt	Mott	Sulzer
Bennett	Curtis	Johnson, H. C.	Nixon	Thompson
Blanchfield	Decker	Johnson, I. S.	O'Connor, J. K.	Tompkins
Boyce	Dempsey	Jones	Peck	Towne
Bradford	Deyo	Kimball	Pierson	Townsend
Brady	Endres	Lane, O. F.	Rhodes	Treadway
Bush, R. P.	Everett	Le Roy	Sage	Van Vranken
Byrne	Fitts	Lewis, R. J.	Selleck	Webster
Byrnes	Gardenier	L'Hommedieu	Sheffer	Whipple
Clarke	Gibbs	Martin	Shields	White
Connelly	Greene	McBride	Sohmer	Willis
Cooney	Groat	McKnight	Stevens, J. H.	Wissig

For the negative,

Bridges

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1276) entitled "An act to amend section 266 of the Laws of 1871, entitled 'An act authorizing the election of a police justice in the village of New Rochelle,' and to declare, enlarge and define the compensation, powers and duties of the police justice of said village, and to provide for the designation of an acting police

justice, and his compensation, and to provide for the custody, maintenance and transportation of prisoners," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	McKnight	Saunders
Acker	Cornell	Henderson	McTernan	Selleck
Ballantine	Courtney	Johnson, H.C.	Miller	Sheffer
Barton	Curtis	Johnson, I. S.	Mitchell	Shields
Bennett	Dempsey	Johnson, R. S.	Monaghan	Sohmer
Blanchfield	Deyo	Jones	Mott	Stevens, W. C.
Boyce	Dinkelspiel	Kill	Nixon	Stewart
Brady	Fish	King	O'Connor, J.K.	Sulzer
Bridges	Fitts	Lane, O. F.	O'Hare	Thompson
Burns, J. I.	Gardenier	Larmon	Pealer	Towne
Bush, R. P.	Greene	Le Roy	Pearsall	Van Vranken
Byrne	Gretsinger	Lewis, R. J.	Peck	Webster
Byrnes	Groat	L'Hommedieu	Pierson	Whipple
Christie	Guenther	Martin	Rhodes	White
Connelly	Guibord	Mase	Rice	Willis
Cooney	Haffner	McBride	Sage	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 768) entitled "An act to amend section 1 of chapter 588 of the Laws of 1867, entitled 'An act to make the village of Springfield Centre, in the county of Otsego, a separate road district,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Martin	Selleck
Acker	Cooney	Guibord	Mase	Sheehan
Ballantine	Coons	Haffner	McBride	Shields
Barton	Cornell	Harwood	McKnight	Sohmer
Bennett	Courtney	Henderson	McTernan	Stewart
Blanchfield	Currier	Johnson, A.	Monaghan	Stranahan
Boyce	Curtis	Johnson, H.C.	Mott	Sulzer
Brady	Decker	Johnson, I. S.	Nixon	Thompson
Bridges	Dempsey	Jones	O'Connor, J.K.	Tompkins
Burns, J. I.	Deyo	Kerrigan	Pealer	Towne
Bush, G. H.	Dinkelspiel	King	Pearsall	Townsend

Bush, R. P.	Fish	Lane, O. F.	Peck	Treadway
Byrne	Fitts	Larmon	Riley	Van Vranken
Byrnes	Gardenier	Le Roy	Sage	White
Christie	Gibbs	Lewis, R. J.	Saunders	Willis
Clarke	Greene	L'Hommedieu		

For the negative,

Sheffer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1258) entitled "An act to amend chapter 377 of the Laws of 1885, entitled 'An act to release the interests of the people of the State of New York in certain real estate to Henry Spicer, Catharine Valentine, Georgiana Farrington, Sarah F. Chapman and Charles Spicer, and for other purposes,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{AYES 93}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, A.	Mott	Stein
Acker	Curtis	Johnson, H. C.	Nixon	Stevens, J. H.
Adams	Decker	Johnson, I. S.	Nolan	Stevens, N.
Barton	Dempsey	Johnson, R. S.	O'Connor, J. K.	Stevens, W. C.
Bennett	de Peyster	Jones	Pealer	Stewart
Blanchfield	Deyo	Kelly	Pearsall	Stranahan
Blumenthal	Dinkelspiel	Kerrigan	Peck	Sullivan
Boyce	Endres	Kill	Pierson	Sulzer
Brady	Everett	Lane, O. F.	Rhodes	Thompson
Bridges	Fish	Le Roy	Rice	Tompkins
Burns, J. I.	Fitts	Lewis, B. B.	Saunders	Towne
Bush, R. P.	Gardenier	Lewis, R. J.	Sawmiller	Townsend
Byrne	Greene	L'Hommedieu	Schaaff	Van Vranken
Christie	Groat	Mase	Selleck	Webster
Cooney	Guibord	McBride	Sheehan	Weed
Coons	Haffner	McKnight	Sheffer	Whipple
Cornell	Harwood	McTernan	Shields	White
Courtney	Henderson	Menninger	Sohmer	Willis
Crawford	Hitt	Monaghan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hitt in the chair.

The bill (No. 1136) entitled "An act to amend section 84 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction, relating to notices by tax collector,' and the acts amendatory thereof, was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	L'Hommedieu	Schaaff
Adams	Cooney	Guenther	Martin	Selleck
Andrus	Coons	Guibord	Mase	Sheffer
Ballantine	Cornell	Haffner	McBride	Shields
Bennett	Courtney	Hitt	McTernan	Sohmer
Blanchfield	Crawford	Johnson, A.	Miller	Stevens, J. H.
Blumenthal	Curtis	Johnson, H.C.	Monaghan	Stewart
Boyce	Decker	Johnson, I. S.	Mott	Stranahan
Bradford	Dempsey	Johnson, R.S.	Nixon	Thompson
Brady	Deyo	Jones	O'Connor, J.K.	Tompkins
Burns, J. I.	Dinkelspiel	Kerrigan	Pearsall	Treadway
Bush, G. H.	Endres	Kimball	Pierson	Webster
Bush, R. P.	Fish	King	Rhodes	Weed
Byrne	Fitts	Kurth	Sage	White
Byrnes	Gardenier	Lane, O. F.	Saunders	Willis
Christie	Greene	Le Roy	Sawmiller	Wissig
Clarke	Gretsinger	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 943) entitled "An act to authorize the retaxation of the amount to be paid to Nelson J. Waterbury and Nelson J. Waterbury, Jr., for their services and expenses in the preparation and trial of a claim by George R. Sheldon, as assignee of William H. De Forest against the city of New York, under chapter 490 of the Laws of 1883," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 5}

Those who voted in the affirmative, were

Acker	Cornell	Harwood	McKnight	Sheffer
Adams	Courtney	Hitt	McTernan	Shields
Andrus	Crawford	Johnson, H.C.	Menninger	Sohmer
Ballantine	Currier	Johnson, I. S.	Miller	Stein
Blanchfield	Curtis	Johnson, R.S.	Mitchell	Stevens, W. C.
Boyce	Dinkelspiel	Kelly	Monaghan	Stranahan
Brady	Endres	Kerrigan	O'Connor, J.K.	Sullivan
Burns, J. I.	Fish	Kimball	Pearsall	Thompson
Byrne	Gardenier	Lane, H. J.	Peck	Towne

Byrnes	Gibbs	Lane, O. F.	Rhodes	Townsend
Christie	Greene	Larmon	Rice	Treadway
Clarke	Groat	Le Roy	Riley	Weed
Connelly	Guenther	L'Hommedieu	Sawmiller	White
Cooney	Guibord	Mase	Schaaff	Willis
Coons	Haffner	McBride		

Those who voted in the negative, were

Bennett	Deyo	Everett	Sage	Webster
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. McTernan gave notice that he would at some future day move to suspend Rules 3 and 49, in order that Assembly bill No. 1234 entitled "An act to amend section 4 of title 11, relating to police and excise, of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, and the several acts amendatory thereof,'" now on the order of third reading, may be considered out of its order.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend sections 165 and 168 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York'" (No. 1270), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1 and 2, strike out all between the words "of" and "is," and insert the words "said act."

Amend the title by striking out all between the words "amend" and "chapter," and at the end add the words "relating to the deposit of money, certain duties of the chamberlain, and his fees."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn,' passed June 5, 1889" (No. 1271), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "the act" and insert the words "chapter 365 of the Laws of 1889."

Same section, lines 2 and 3, strike out the words "passed June 5, 1889."

Same section, lines 69 and 70, strike out the words "this section of."

Amend the title by striking out the words "an act" after the word "amend," and inserting the words "section 9 of chapter 365 of the Laws of 1889," and at the end strike out the words "passed June 5, 1889."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the formation, establishment and maintaining of driving park, park and

agricultural associations, passed April 16, 1872" (No. 1253), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "an act," first occurring, and insert the words "chapter 248 of the Laws of 1872."

Same section, line 2, after the word "park," first occurring, insert the word "and," and strike out the words "and agricultural."

Same section, line 3, strike out all between the words "associations" and "is" and insert the words "as amended by chapter 159 of the Laws of 1875."

Same section, line 4, strike out all of the section after the word "amended" and insert the words "so as to read as follows:"

"§ 6. Any such association may, in case the uses and convenience thereof so require, upon application to the Supreme Court of the district wherein said association at the time of such application shall be situated, or in the county court of the county wherein such association is organized, obtain the requisite order and power to sell, from time to time, the whole or any part or parts of its real estate, the granting of such order to be in the discretion of the court, and such application to be made only when authorized by said association at any annual meeting thereof, by a vote in person or by proxy of not less than two-thirds in amount of all the stockholders voting; and printed or written notice of intention to vote for such application having been served on every stockholder by the secretary of such association by depositing the same in the post-office where such association is located, properly folded and directed to him at the post-office nearest his place of residence, and shall appear from the books of the association kept for this purpose, with the postage paid thereon, at least twenty days prior to the time of said meeting; but no such order shall be necessary to enable any such association to mortgage its property or any part thereof for the purchase-price thereof or of any part thereof."

Amend the title by striking out the words "an act" after the word "amend" and inserting the words "chapter 248 of the Laws of 1872;" after the word "park," first occurring, insert the word "and," and strike out the words "and agricultural;" also, strike out the words "passed April 16, 1872" and insert the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize driving park, park and agricultural associations organized under an act entitled 'An act to authorize the formation, establishing and maintaining of driving park, park and agricultural associations,' passed April 16, 1872, to issue their capital stock in payment of property" (No. 1232), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, strike out the words "the act" and insert the words "chapter 248 of the Laws of 1872."

Same section, line 4, strike out the words "passed April 16, 1872."

Amend the title by inserting between the words "park" and "park" the word "and," and strike out the words "An act," first occurring,

and insert the words "chapter 248 of the Laws of 1872," and also strike out the words "passed April 16, 1872."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to provide for organizing a veteran reserve corps in the reserve militia from among those exempted by reason of military service from ordinary duty" (No. 1268), reported the same with the recommendation that it be amended as follows:

Section 10, line 2, strike out the first word and insert the word "elected."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 475 of the Laws of 1889, entitled 'An act further to amend chapter 26 of the Laws of 1885, entitled An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city'" (No. 1196), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, before the word "nine" insert the word "forty," strike out the word "said," and after the word "chapter" insert the words "twenty-six of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' as amended by chapter 475 of the Laws of 1889," and after the word "hereby" insert the word "further."

Same section, line 2, after the word "follows" insert "§ 49."

Amend the title by striking out all between the word "chapter" and the word "twenty-six," and at the end add the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police for the city of Yonkers'" (No. 1050), reported the same with the recommendation that it be amended as follows:

Section 1, line 5, after the word "hereby" insert the word "further."

Amend the title by adding the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 131 of the Laws of 1885, entitled 'An act to incorporate the city of Amsterdam,' and the acts amendatory thereof, with relation to official newspapers" (No. 1200),

reported the same with the recommendation that it be amended as follows:

Section 1, line 4, after the word "eight" insert the words "entitled 'An act to incorporate the city of Amsterdam.'"

Same section, line 24, after the word "cause" insert the words "to be."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to prevent discrimination on account of sex at municipal and certain other elections." (No. 294.)

"An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of 1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor.'" (No. 1247.)

"An act making an appropriation for excavating a basement or cellar under the State armory at Schenectady, New York, and for the repair and betterment of said armory." (No. 1052.)

"An act for the improvement of the south branch of the Saranac river, and making an appropriation therefore." (No. 1172.)

"An act making an appropriation for the purpose of dredging the outlet of Cassadaga lake." (No. 219.)

"An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over." (No. 1461.)

Ordered, That said bills be engrossed for a third reading.

The bill (No. 1088) entitled "An act to amend section 2 of title 2 of chapter 529 of the Laws of 1889, entitled 'An act to revise and consolidate the Laws relating to the University of the State of New York,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Henderson	McBride	Schaaff
Acker	Cooney	Hitt	McKnight	Selleck
Adams	Coons	Johnson, A.	Miller	Sheehan
Andrus	Courtney	Jones	Mitchell	Sheffer
Ballantine	Currier	Kelly	Monaghan	Shields
Barton	Curtis	Kerrigan	Nixon	Sohmer
Bennett	Decker	Kill	O'Connor, J.K.	Stevens, N.
Blanchfield	Dempsey	Kimball	Pealer	Sulzer
Blumenthal	de Peyster	King	Pearsall	Thompson
Boyce	Deyo	Kurth	Peck	Tompkins
Bradford	Dickinson	Lane, H. J.	Pierson	Townsend
Brady	Greene	Larmon	Rice	Weed

Burns, J. I.	Gretsinger	Lewis, B. B.	Riley	Whipple
Byrne	Groat	L'Hommedieu	Sage	White
Byrnes	Guibord	Martin	Saunders	Willis
Christie	Harwood	Mase	Sawmiller	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the reports in response to resolution introduced by Mr. King, relative to the several institutions in this State which are in receipt of public moneys, and which have charge of juvenile delinquents or other indigent or committed children, report through their trustees, managers, or other proper officers, to the Assembly within thirty days after the passage of this resolution, reported in favor of the printing of said reports, which report was agreed to.

(See Doc. No. 91.)

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. O'Connor, Int. No. 359, entitled "An act to incorporate the Chenango Baptist Association," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 329, entitled "An act to enable the general synod of the Reformed church in America to take and hold property to a greater amount than is authorized to do by existing statutes," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Thompson, from the committee on charitable and religious societies, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 243, entitled "An act to amend chapter 341 of the Laws of 1872, entitled 'An act in reference to the Young Men's Association for mutual improvement in the city of Albany,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Hitt asked unanimous consent that said bill be substituted for Assembly bill No. 1275, now on the order of third reading, and on to-day's calendar, and that it do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Johnson, I. S.	McTernan	Shields
Acker	Cornell	Johnson, R.S.	Miller	Sohmer
Adams	Courtney	Jones	Mitchell	Stevens, J. H.
Ballantine	Currier	Kelly	Monaghan	Stevens, N.
Barton	Curtis	Kerrigan	Nixon	Stevens, W. C.
Bennett	Decker	Kill	O'Connor, J.K.	Stranahan

Blanchfield	Deyo	Kimball	Pealer	Sulzer
Blumenthal	Dickinson	King	Pearsall	Thompson
Boyce	Everett	Kurth	Peck	Tompkins
Brady	Fitts	Lane, H. J.	Pierson	Towne
Burns, J. I.	Gardenier	Lane, O. F.	Sage	Townsend
Bush, G. H.	Groat	Le Roy	Saunders	Van Vranken
Byrne	Guibord	Lewis, B. B.	Schaaff	Weed
Byrnes	Hitt	L'Hommedieu	Selleck	Whipple
Christie	Hoag	McBride	Sheehan	White
Connolly	Johnson, A.	McKnight	Sheffer	Willis
Cooney	Johnson, H.C.			

Unanimous consent having been granted, and said bill having been announced for a third reading,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows :

(Reference to engrossed bill.)

Section 2, subdivision 1, line 4, strike out the word "fourteen" and insert the word "fifteen."

Same section, same subdivision, line 9, after the word "vice-president" insert the words "senior curator."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, A.	Menninger	Sohmer
Acker	Currier	Johnson, H.C.	Miller	Stevens, J. H.
Adams	Decker	Johnson, I. S.	Mitchell	Stevens, N.
Ballantine	Dempsey	Johnson, R.S.	Monaghan	Stevens, W. C.
Barton	Deyo	Jones	Nixon	Stewart
Bennett	Dickinson	Kill	Nolan	Stranahan
Blanchfield	Dinkelspiel	Kimball	O'Connor, J.J.	Sulzer
Boyce	Everett	King	O'Connor, J.K.	Thompson
Bradford	Fitts	Kurth	Pealer	Tompkins
Brady	Gardenier	Lane, H. J.	Pierson	Towne
Bridges	Greene	Lane, O. F.	Rhodes	Townsend
Burns, J. I.	Groat	Le Roy	Sage	Van Vranken
Bush, R. P.	Guenther	Lewis, B. B.	Saunders	Weed
Byrne	Guibord	L'Hommedieu	Schaaff	Whipple
Byrnes	Haffner	Martin	Selleck	White
Christie	Henderson	McBride	Sheffer	Willis
Clarke	Hitt	McKnight	Shields	Wissig
Cooney	Huson	McTernan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Brady, in accordance with a notice heretofore given, moved to suspend the rules enumerated in said notice, in order to read the third time out of its order, Assembly bill No. 1466, entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder and authorizing actions based thereon, and by conferring additional powers upon the common council of cities."

The question recurring upon suspending Rules 3 and 49,

Mr. Connelly raised the point of order that said bill had not been reported by the committee on engrossed bills.

Mr. Speaker decided the point of order well taken.

Mr. Blumenthal gave notice that he would at some future day move to suspend Rules 3, 29 and 49, in order that Senate bill No. 489, entitled "An act to provide for rapid transit railways in cities of over 1,000,000 inhabitants," now on the order of third reading, may be considered out of its order.

Mr. Greene gave notice that he would at some future day move to suspend Assembly Rules Nos. 3, 29, 30 and 49, for the purpose of reading, out of its order, a third time Assembly bill No. 1288, entitled "An act to reappropriate the sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor.'"

Mr. Gibbs gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill No. 504, entitled "An act to authorize the department of public parks in the city of New York to grant to the New York Central and Hudson River Railroad Company a revocable license to occupy a strip of land on the westerly side of Bronx park, in the Twenty-fourth ward of said city, for a passenger station and the approaches thereto, for the convenience of persons visiting said park and others."

Mr. H. C. Johnson gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Assembly bill No. 1139, entitled "An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City,'" now on the order of third reading.

Mr. Tompkins gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of having read out of its order Senate bill No. 549, entitled "An act to authorize the Board of Claims to hear and determine the claim of William J. Best against the State."

Mr. Whipple, from the committee on general laws, reported a bill entitled "An act for the care, preservation and improvement of cemeteries in villages" (Int. No. 1165), which was read the first time and placed on the order of second reading.

The bill (No. 1137) entitled "An act to amend chapter 63 of the Laws of 1866, entitled 'An act to incorporate the New York City Mission and Tract Society,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, R.S.	Miller	Stewart
Acker	Curtis	Jones	Mitchell	Stranahan
Adams	Decker	Kerrigan	Mott	Sullivan
Andrus	Dickinson	Kill	Nixon	Sulzer
Ballantine	Dinkelspiel	Kimball	O'Connor, J.J.	Thompson
Bennett	Everett	King	O'Connor, J.K.	Tompkins
Blanchfield	Fish	Lane, H. J.	Pearsall	Towne
Boyce	Fitts	Lane, O. F.	Pierson	Townsend
Bradford	Gardenier	Larmon	Rhodes	Treadway
Bridges	Greene	Le Roy	Riley	Van Vranken
Burns, J. I.	Groat	Lewis, B. B.	Saunders	Webster
Bush, R. P.	Guenther	Lewis, R. J.	Schaaff	Weed
Christie	Guibord	L'Hommedieu	Selleck	Whipple
Connelly	Hitt	Martin	Shields	White
Cooney	Johnson, A.	McBride	Stevens, J. H.	Willis
Crawford	Johnson, H.C.	Menninger	Stevens, N.	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Pierson moved to take from the table Senate bill No. 330, entitled "An act for the preservation and protection of the shell-fisheries in the waters of the South bay, in the county of Suffolk, and to repeal chapter 234 of the Laws of 1870" (Rec. No. 183), and asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, H.C.	Monaghan	Stevens, N.
Acker	Currier	Johnson, I. S.	Mott	Stevens, W. C.
Adams	Curtis	Kill	Mullaney	Stranahan
Andrus	Decker	Kimball	O'Connor, J.J.	Thompson
Ballantine	Dickinson	Kurth	O'Hare	Tompkins
Blanchfield	Dinkelspiel	Lane, H. J.	Pealer	Townsend
Blumenthal	Fitts	Larmon	Peck	Treadway
Boyce	Gardenier	L'Hommedieu	Pierson	Van Vranken
Bradford	Gretsinger	McBride	Saunders	Webster
Burns, J. I.	Groat	McKnight	Schaaff	Weed
Bush, R. P.	Guenther	McTernan	Sheffer	Whipple
Coons	Hoag	Menninger	Shields	White
Cornell	Huson	Mitchell	Stevens, J. H.	Willis
Courtney				

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, H. C. McKnight	Sawmiller
Acker	Decker	Johnson, I. S. Menninger	Selleck
Adams	Dempsey	Johnson, R. S. Miller	Sheffer
Andrus	de Peyster	Jones	Shields
Ballantine	Dickinson	Kelly	Sohmer
Barton	Dinkelspiel	Kerrigan	Stein
Bennett	Endres	King	Stevens, J. H.
Blanchfield	Everett	Kurth	Stevens, N.
Boyce	Fish	Lane, H. J.	Stevens, W. C.
Bradford	Fitts	Lane, O. F.	Stewart
Brady	Gardenier	Larmon	Stranahan
Burns, J. I.	Greene	Le Roy	Towne
Byrne	Gretsinger	Lewis, B. B.	Townsend
Byrnes	Groat	Lewis, R. J.	Van Vranken
Connolly	Guenther	L'Hommedieu	Riley
Cooney	Guibord	Martin	Sage
Cornell	Haffner	Mase	Saunders
Courtney	Johnson, A.	McBride	Wissig

For the negative,
Sullivan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. W. C. Stevens, from the committee of conference, presented the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill, entitled "An act to amend chapter 355 of the Laws of 1880, entitled 'An act relating to the Central New York Institution for Deaf-Mutes, located at Rome, New York'" (Rec. No. 157), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Assembly recede from their amendment to said bill in inserting therein the words "and the Northern New York Institution for Deaf-Mutes at Malone," and that said bill be restored as it passed the Senate.

A. J. COGGESHALL,
GEO. Z. ERWIN,
P. H. McCARREN,
Senate Committee.

WM. C. STEVENS,
JAMES L. DEMPSEY,
J. K. O'CONNOR,
R. S. JOHNSON,
HUGH McTERNAN,
Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, A.	Martin	Schaaff
Acker	Currier	Johnson, I. S.	McBride	Selleck
Adams	Curtis	Johnson, R. S.	McTernan	Shields
Andrus	Decker	Jones	Menninger	Sohmer
Ballantine	Dempsey	Kerrigan	Miller	Stevens, J. H.
Barton	Deyo	Kill	Monaghan	Stevens, N.
Bennett	Dickinson	Kimball	Mott	Stevens, W. C.
Blanchfield	Endres	King	Mullaney	Stewart
Blumenthal	Everett	Kurth	Nixon	Stranahan
Boyce	Fish	Lane, H. J.	O'Hare	Sullivan
Bradford	Fitts	Lane, O. F.	Pealer	Sulzer
Brady	Guenther	Larmon	Peck	Thompson
Bridges	Guibord	Le Roy	Rice	Tompkins
Burns, J. I.	Haffner	Lewis, B. B.	Sage	Towne
Byrnes	Harwood	Lewis, R. J.	Saunders	Weed
Cooney	Henderson	L'Hommedieu	Sawmiller	Whipple
Cornell	Hoag			

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

Mr. O'Hare gave notice that at some future day he would move to suspend Rules 3 and 49 for the purpose of having Assembly bill printed No. 1261, entitled "An act to amend chapter 57 of the Laws of 1883, entitled 'An act relating to the preservation of public records, maps and papers,'" read a third time out of its order, said bill being on the order of third reading.

Mr. Fish gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 370, entitled "An act to amend chapter 543 of the Laws of 1885, entitled 'An act to confer upon the State Board of Health power to protect from contamination, by suitable regulations, the water supplies of the State and their sources,' relative to the construction of systems of sewerage, and works for removal and disposal of sewage, and the removal of buildings, and giving a right of action for damages."

Mr. King gave notice that at some future day he would move to suspend Rules 3 and 49, in order that Assembly bill No. 1223, entitled "An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and declare the special and local laws affecting public interests in the city of New York,'" now on the order of third reading, may be read out of its order.

Mr. Crawford gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its

order Assembly bill No. 1420, now on the order of third reading, entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the laws of the State."

Mr. Bradford gave notice that he would at some future day move to suspend Rules 3, 28 and 49, in order that Senate bill No. 532, entitled "An act to authorize the town of Parishville, in St. Lawrence county, to maintain and use a lockup," may be read a second and third time, out of its order.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 317, entitled "An act making an appropriation for continuing work upon the Capitol, and appointing commissioners to supervise the plans thereof, and the work thereon," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Sheehan moved that said bill be made a special order for Monday evening April 28th, after special order already made.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 191, entitled "An act reappropriating the unexpended balance of money in the treasury appropriated by chapter 120 of the Laws of 1888, entitled 'An act providing for the construction of a State armory in the village of Olean, Cattaraugus county, and making an appropriation therefor,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 351, entitled "An act relating to the Northern New York Institution for Deaf-Mutes, at Malone, New York," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 558, entitled "An act to amend section 306 of the Penal Code, relative to the burial of human bodies," reported in favor of the passage of the same with the following amendment:

(Reference being had to printed bill.)

Section 1, line 5, after the word "death" insert the words "unless cremated or."

Same section, line 10, after the words "health officer" insert the words "or a city or a town clerk."

Same section, at the end thereof add the words: "Nothing in this act shall prevent the use of liquids containing arsenic, zinc or carbolic acid, for the disinfection of the bodies of persons dead from contagious diseases, by officers of any board of health; or for the preservation of bodies for dissection in a legalized medical collage."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 253, entitled "An act to amend section 3017 of the Code of Civil Procedure, relative to transcripts of judgments and executions thereon," reported in favor of the passage of the same, with the following amendment:

Section 2, line 1, engrossed bill, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 349, entitled "An act to amend sections 376 and 382 of the Code of Civil Procedure, in relation to limitations of actions upon judgments rendered in courts not of record," reported in favor of the passage of the same, with the following amendment:

Section 3, line 1, engrossed bill, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 280, entitled "An act to amend section 375 of the Penal Code, relating to fraud in affairs of partnership," reported in favor of the passage of the same, with the following amendment:

(Reference being had to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 216, entitled "An act to amend section 230 of the Code of Civil Procedure, relating to the place of holding court," reported in favor of the passage of the same with the following amendment:

(Reference being had to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 318, entitled "An act to amend the Penal Code by adding an additional section thereto to be known as 'section 254A,' and relating to libel," reported in favor of the passage of the same, with the following amendment:

(Reference to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 344, entitled "An act to amend section 2801 of the Code of Civil Procedure," reported in favor of the passage of the same, with the following amendment:

(Reference to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Deane, Int. No. 322, entitled "An act to amend subdivision 2 of section 2734 of the Code of Civil Procedure, relating to vouchers on accounting in surrogate's court, and evidence of payment therein," reported in favor of the passage of the same, with the following amendment:

(Reference to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 307, entitled "An act to amend section 1678 of the Code of Civil Procedure, relating to sales of real property," reported in favor of the passage of the same, with the following amendment:

(Reference to engrossed bill.)

Section 2, line 1, strike out the word "immediately," and insert the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Sloan, Int. No. 292, entitled "An act to amend sections 2991 and 2997 of the Code of Civil Procedure, relating to jurors in justices courts," reported in favor of the passage of the same with the following amendment:

(Reference to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. de Peyster, Int. No. 150, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,'" reported in favor of the passage of the same, with the following amendments:

Section 24, line 36, after the word "purposes" add the following new sections:

"§ 2. Section 1 of chapter 62 of the Laws of 1853, is hereby amended so as to read as follows:

"§ 1. It shall be lawful for the authorities of any city, village or town in this State, who are by law empowered to lay out streets and highways, to lay out any street or highway across the track of any railroad now laid, or which may hereafter be laid, without compensation to the corporation owning such railroad; but no such street or highway shall be actually opened for use until thirty days after notice of such laying out has been served personally upon the president, vice-president, treasurer or a director of such corporation. No street or highway, within the limits of any city containing a population of 25,000 or more inhabitants, or within a radius of twenty-five miles of such city, shall hereafter be laid out, opened or constructed across any double, treble or quadruple track railroad operated by steam, or across the tracks in any freight or passenger station grounds of such railroad, on the same grade or level with such railroad, whether compensation be made to the corporation owning such railroad or not, without an order of the Supreme Court that public necessity requires such lay out, opening and construction. Twenty days notice of application for such order shall be given to the railroad company whose tracks are proposed to be so crossed. An appeal may be taken to the General Term of the Supreme Court from any such order.

"§ 3. All acts and parts of acts, general or special, so far as inconsistent with this act are hereby repealed, provided, however, that nothing therein contained shall affect the provisions of chapter 345 of the Laws of 1888, relating to crossings of railroads by streets in the city of Buffalo, or any acts amendatory thereof, or any agreements made thereunder.

"§ 4. This act shall take effect immediately."

Amend the title by adding the words "and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks.'"

W. H. KIMBALL,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Sullivan, Int. No. 658, entitled "An act to clean the streets, avenues and boulevards by the surface railroad companies in cities having a population of 1,000,000 inhabitants or over," reported adversely thereto, which report was agreed to.

Mr. Sullivan moved to disagree with said report, and that the same be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Duffy, Int. No. 418, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,'" reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Andrus, Int. No. 640, entitled "An act to amend chapter 353 of the Laws of 1882, entitled 'An act to create a board of railroad commissioners and to define and regulate their duties and powers,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rhodes, from the committee on banks, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 172, entitled "An act to amend chapter 546 of the Laws of 1887, entitled 'An act to provide for the organization of trust companies, for their supervision and for the administration of their affairs,'" reported in favor of the passage of the same with the following amendments:

Section 1, line 11, after the word "invest" strike out the words "more than ten per cent of its capital stock," and at the end of said section add the words "to an amount in excess of ten per cent of the capital of the trust company."

Insert as section 2 the following:

"§ 2. Section 31 of said chapter 546 of the Laws of 1887, is hereby made applicable to any trust company chartered and existing before June 8, 1887, by special acts of the Legislature."

Change "§ 2" to "§ 3," and "§ 3" to "§ 4."

BRADFORD RHODES,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which

was referred the bill introduced by Mr. Greene, Int. No. 1155, entitled "An act to amend an act entitled 'An act to amend an act, entitled An act to incorporate the village of Port Jervis, passed March 30, 1866, and all acts relating thereto,' passed May 1, 1873," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Henderson, Int. No. 1099, entitled "An act authorizing the village of Little Falls to issue bonds to raise money to pay its floating indebtedness," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 213, entitled "An act to amend chapter 238 of the Laws of 1889, entitled 'An act to create a commission to pave certain streets in the village of West Troy,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Henderson, Int. No. 820, entitled "An act amending chapter 330 of the Laws of 1850, entitled 'An act incorporating the village of Little Falls by the name of Rockton,' and the several acts amendatory thereof," reported in favor of the passage of the same, with the following amendments:

Page 2, line 5, strike out the third word "the" from the beginning of the line.

Same page, line 6, strike out the word "elected" and insert in place thereof the following: "And water commissioners of the village at a joint meeting thereof to be called by the president, which may be adjourned from time to time."

Same page, line 19, after the word "term" insert the following: "The village engineer may be removed by a two-thirds vote of all the trustees and water commissioners of the village, at a joint meeting to be called for that purpose by the president of the village, or by any two of said trustees or water commissioners, for cause, upon written charges, and after an opportunity to be heard."

R. S. JOHNSON,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. de Peyster, from the committee on State prisons, reported in favor of the adoption of the following resolution:

Resolved, That the committee of the Assembly on State Prisons be and they are hereby authorized and empowered, without expense to the State, to investigate, after the final adjournment of the Legislature, the several penal institutions of the State which are supported in whole or in part by appropriations from the treasury of the State, and to report to the Assembly within ten days from the commencement of its next annual session, such recommendations as they may

deem proper and expedient, for enlarging the usefulness and improving the discipline of such institutions, and ameliorating the condition of their inmates.

JOHNSTON L. DE PEYSTER.
H. H. GUENTHER.
BERNARD J. McBRIDE.
JACOB RICE.
F. M. JONES.
GEO. W. DICKINSON.
A. GUIBORD.
W. H. MASE.

On motion of Mr. de Peyster said resolution was laid upon the table.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Kurth, Int. No. 358, entitled "An act to amend chapter 516 of the Laws of 1887, entitled 'An act to amend chapter 230 of the Laws of 1886, entitled 'An act to amend chapter 254 of the Laws of 1879, entitled 'An act to amend chapter 87 of the Laws of 1875, entitled 'An act providing for the appointment for additional notaries public,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Kurth, Int. No. 725, entitled "An act to amend chapter 458 of the Laws of 1883, entitled 'An act to amend chapter 92 of the Laws of 1880, entitled 'An act in relation to the common lands of the town of Gravesend,'" reported in favor of the passage of the same, with the following amendments:

Section 2, line 23, after the word "correct" insert the following: "Also pay over from the said funds derived from the sale of the common lands of the said town to the board of school trustees in each school district in said town, \$25,000; not, however, until each one of such respective school district trustees in any of said school districts shall have given a good and sufficient bond for the faithful performance of his duties in these premises to the respective school district, said bonds to be approved by the town clerk of said town, and filed in his office. Such moneys shall be invested by the school trustees, thus qualified, in bond and mortgages, savings institutions or trust companies, in the county of Kings, as a continuous and permanent fund for school purposes only, for the respective school district. In case any trustee fails to give the necessary bond, he shall be debarred and not have any right to touch, invest or handle such money so set apart by said investment commission or commissioners, or any portion thereof. A certificate of the town clerk of said town, stating that any school trustee has filed a proper and sufficient bond, as aforesaid, shall be necessary before any school trustee can act in these premises."

Section 3, line 2, after the word "lands" insert the words "and set apart to them."

S. F. NIXON,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 199, entitled "An act to amend chapter 305 of the Laws of 1876, entitled 'An act for the preservation of the public peace, the protection of private property and the maintenance of law and good order in the towns of New Utrecht and Gravesend, in Kings county,'" reported in favor of the passage of the same with the following amendment:

Section 1, line 15, engrossed bill, strike out the word "respectively."

S. F. NIXON,
Chairman.

Which report was agreed to and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 235, entitled "An act relating to the repair and improvement of highways and other town roads, and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks," reported in favor of the passage of the same, with the following amendments:

Strike out all after section 1, and insert the following new sections:

"§ 2. The supervisor of any such town shall, within five days after receiving a request in writing so to do, signed by at least forty resident taxpayers of the said town, call a special election of the taxpayers thereof, to be held as near the central position of the town as possible, to determine whether the sum named in the said request, which must not exceed the aforesaid sum of ten per centum of the assessed valuation of the said town, shall be raised as herein provided, and to designate the commissioners who shall expend the same. Such call so to be issued by the supervisor shall designate the time and place of the said special election, and shall be posted for ten days prior to the date of said election in at least ten conspicuous places in each election district in the said town. But no defect in the said request or notices, or in any other matters, excepting the actual vote of the taxpayers hereinafter provided for shall be deemed to invalidate the bonds hereby authorized.

"§ 3. At the opening of such election, it shall be the duty of the town clerk to produce from his office the last preceeding assessment-roll of the town, and to keep the same at the said special election for the inspection of any taxpayer until the polls are closed. At such election the polls shall be open from 12 o'clock noon, until sunset, and the inspectors of election shall be the supervisor, town clerk, and in case of a vacancy in the board of election officers, the town board, or a majority of them, shall fill the said vacancy. No person shall be allowed to vote at the said election unless he be a taxpayer, and all the taxpayers in said town holding property without the limits of the said park or parks, or partly within and partly without the said limits, shall be entitled to a vote at the said special election. The question of raising an appropriation of the said sum as aforesaid, and the election of the said commissioners, shall be voted upon by ballot at the said election. The ballots to be voted at said election shall contain

the words "for raising money for highway improvements," and the names of the commissioners added thereto, or, "against raising money for highway improvements." In case the majority of the votes cast shall contain the words "for raising money for highway improvements," the persons named on such ballots shall be deemed elected commissioners for the purposes of this act; and if a majority of the votes cast contain the words "against raising money for highway improvements," then no further meeting or election shall be called for a similar purpose until twelve months thereafter.

"§ 4. The said commission to be elected in accordance with the conditions of section 3 of this act, shall consist of seven members and the highway commissioner or commissioners of said town shall be ex-officio members of said commission. The members of said commission elected at the special election as herein prescribed shall be residents, freeholders and electors in said town, and shall hold no other office therein. Each of said commissioners so elected shall, within twenty days after his election file in the office of the town clerk his bond in the penal sum of \$10,000, with at least one surety, conditioned for the faithful performance by the said commissioner of his duties. Each of said bonds shall be approved by the county judge of the county in which said town is situated, and each of said sureties shall justify before said county judge, who shall examine said surety or sureties under oath as to his or their sufficiency as such surety, which said examination shall be reduced to writing and filed with said bond. The said commission shall not act until each of said commissioners shall have qualified as aforesaid; or, in the event of the failure of any one of said commissioners to qualify, another commissioner shall have been selected in his place as hereinafter provided for, and shall have qualified. All vacancies in the said commission shall be filled by a vote of the majority of the remaining members thereof.

"§ 5. The said town bonds or obligations shall be in such form and of such denomination as the supervisor may deem best, and shall be signed by the said supervisor and the town clerk. They shall become due fifty years from their date, and shall bear interest at a rate not exceeding four per centum per annum, which interest shall be payable semi-annually. The supervisor shall deliver the said bonds to the said commissioners for sale by them for not less than the par value thereof, and the proceeds to be used by them in accordance with the provisions of this act. The said bonds shall be sold on a per cent basis to the lowest bidder at a public sale, notice of which shall be published for not less than two weeks in all the newspapers in said town, or if no newspaper is published in said town, said notice to be published as aforesaid in two newspapers in said county, and in a daily newspaper published in the city of New York, to be designated by said commissioners, for at least ten successive days next preceding the day of sale. Said notice shall state that on the day of sale, at a certain place and specified hour, the said board of commissioners will receive sealed proposals for the purchase of said bonds, or so many thereof as may be offered at said sale. All such proposals so received shall be then and there opened by said board, and the proposals offering to purchase the said bonds at the lowest rate per centum shall be accepted by said board, unless the board

deem it for the interest of the said town to reject the same, in which case the said board may reject all of said proposals and readvertise said bonds for sale in the same manner as aforesaid, and such sale shall be conducted in like manner as aforesaid. The expense of preparing the said bonds shall be a town charge, and shall be levied and collected in the same manner as other town charges. Said commissioners shall have authority to employ a competent engineer to advise said commissioners in the performance of their duties, and all work done under the direction of said commission shall be given out by contract after advertisement, to the lowest bidder, the commission reserving the privilege to reject any or all bids.

"§ 6. The board of supervisors of the county in which the said town is located, shall levy and assess upon the taxable property of the said town, from year to year, such sums as may be necessary to meet the interest upon the said bonds, and upon the maturity of the said bonds, such money as may be necessary to pay the principal thereof. But nothing herein contained shall be deemed to prevent the Legislature from making other provision for the payment of the principal or interest of the said bonds.

"§ 7. No town shall issue bonds under the provisions of this act more than once within ten consecutive years.

"§ 8. This act shall apply to all of the towns in this State, of the class described in section 1, whether governed as to highway matters by general highway laws of the State, or local laws.

"§ 9. All acts and parts of acts, general or special, inconsistent herewith, are hereby repealed.

"§ 10. This act shall take effect immediately."

F. S. NIXON,
Chairman.

Mr. Willis asked unanimous consent that said bill be placed on the order of third reading.

Mr. Gibbs, from the committee on public health, to which was referred the bill introduced by Mr. Crawford, Int. No. 365, entitled "An act to amend chapter 537 of the Laws of 1889, entitled 'An act to amend chapter 386, entitled An act to regulate the practice of veterinary medicine and surgery in the State of New York, as amended by chapter 166 of the Laws of 1887,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. McTernan asked unanimous consent that Senate bill entitled "An act for the relief of the Brooklyn City Railroad Company, as lessee of the franchise and property of the Bushwich Railroad Company" (Rec. No. 273), do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 68}
{NOES 00}

Those who voted in the affirmative, were

Acker	Dempsey	Jones	Miller	Shields
Adams	de Peyster	Kill	Mitchell	Stein
Andrus	Dinkelspiel	Kimball	Nixon	Stevens, J. H.

Ballantine	Fish	King	Nolan	Stevens, N.
Blanchfield	Fitts	Kurth	O'Connor, J. J.	Stevens, W. C.
Blumenthal	Gibbs	Lane, H. J.	O'Connor, J. K.	Stewart
Burns, J. I.	Greene	Lane, O. F.	O'Hare	Stranahan
Byrne	Groat	Larmon	Rhodes	Thompson
Clarke	Guibord	Lewis, B. B.	Sage	Tompkins
Cooney	Harwood	Lewis, R. J.	Saunders	Towne
Crawford	Johnson, A.	L'Hommedieu	Sawmiller	Townsend
Currier	Johnson, H. C.	McBride	Selleck	Treadway
Curtis	Johnson, I. S.	McTernan	Sheehan	Van Vranken
Decker	Johnson, R. S.	Menninger		

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Huson	Mitchell	Shields
Acker	Crawford	Johnson, A.	Monaghan	Stevens, J. H.
Adams	Currier	Johnson, I. S.	Mott	Stevens, N.
Ballantine	Curtis	Jones	Nixon	Stevens, W. C.
Bennett	Decker	Kelly	Nolan	Stewart
Blanchfield	Dempsey	Kill	O'Connor, J. J.	Stranahan
Boyce	Dinkelspiel	Kimball	O'Connor, J. K.	Sullivan
Bradford	Duffy	Kurth	Pealer	Thompson
Brady	Endres	Lane, O. F.	Pearsall	Towne
Bridges	Everett	Le Roy	Peck	Townsend
Bush, G. H.	Fish	L'Hommedieu	Rice	Treadway
Bush, R. P.	Fitts	Martin	Riley	Van Vranken
Byrne	Gardenier	McBride	Sage	Webster
Byrnes	Groat	McKnight	Sawmiller	Whipple
Christie	Guibord	Menninger	Schaaff	White
Clarke	Henderson	Miller	Selleck	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. K. O'Connor, Int. No. 22, entitled "An act to authorize the city of Utica to issue and sell its bonds to provide for the payment of the balance due for the repavement of Genesee street in said city, from the northerly line of Eagle street southerly to the line of said city, and directing as to the payment of the money so raised, and providing for the assessment for said work on and the collection of it from the persons or corporations liable therefor in accordance with the provisions of the laws constituting the charter of said city," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Connelly, Int. No. 1037, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' in so far as the same regulates the construction of buildings in said city," reported in favor of the passage of the same, with the following amendments:

Section 6, line 49, after the word "title" insert the following: "When any building, except as herein otherwise provided for in this title, constructed with wooden floor beams and girders of wood or iron, supported by columns of wood or iron, or piers of masonry as before mentioned in this section, and restricted as to width and depth, shall hereafter be erected, any floor of which has a greater superficial area than 7,500 feet, all the floors and staircases in such building shall be of such fire-resisting construction as shall be approved by the superintendent of buildings and by the board of examiners provided for in section 504 of this title."

Section 14, at the end thereof insert the words "covered with tin."

Section 18, line 22, strike out the words "more than three stories in height."

Same section, line 59, strike out the words "plastered or."

Same section, line 63, after the word "thickness" insert the following: "No hot-air flue or pipe shall be allowed to pass horizontally between any combustible floor and the ceiling below."

Section 19, line 8, strike out the words "one inch" and insert the words "two inches."

Same section, same line, after the word "pipe" insert the following: "And the tube may be filled in with fire-proof material between the flanges placed on the floor and ceiling, or on each side of the partition."

Same section, line 21, strike out the words "for a distance of at least three feet from the furnace."

Same section, line 40, strike out the following: "Where a kitchen range is placed in contact with a stud partition, the partition shall be filled in and faced with fire-proof blocks for a space not less than twelve inches wider and higher than the range."

Section 20, line 28, after the word "all" insert the word "fire-places shall have."

Same section, line 29, after the word "hearths" insert the word "which."

Section 24, line 8, strike out the word "zinc."

Section 25, line 16, strike out the word "above" and insert the word "before," and strike out the word "no" and insert the words "nor any."

Same section, line 18, strike out the word "no" and insert the word "and."

Same section, line 19, after the word "feet" insert the words "north and east of the limits before prescribed."

Same section, line 39, strike out the word "above" and insert the word "before."

Section 27, line 5, strike out the words "by fire or otherwise."

Same section, line 10, strike out the words "by fire or otherwise."

Same section, line 16, after the word "rendered" insert the words "if the damage be by fire or lightning or wind storm, and such damage be insured against, then the third surveyor provided for in this section shall be appointed by the New York board of fire underwriters."

Section 28, line 25, strike out the words "every wire carrying electrical currents and entering building from the outside shall have a piece of fusible wire, not less than six inches in length, placed on the path of the current outside of the building, and such piece of fusible wire shall fuse at not more than 150 degrees of heat."

Same section, line 30, strike out the words "and shall have a magnet in circuit so arranged as to instantaneously open the circuit upon the current heating the wires in the building to 100 degrees Fahrenheit" and insert the words "and shall be so arranged with proper safety devices at the point in the building where the wires enter the same, so that the current shall be instantly cut off when the wires become unduly heated."

Section 30, line 271, after the word "winding" insert the words "stairs shall."

Same section, line 302, after the word "operation" insert the words "and such automatic sprinklers shall also be placed wherever practicable under the stage and in the carpenter shops, paint rooms and property rooms."

Section 33, line 19, before the word "underwriters" insert the word "five."

Section 34, line 14, after the word "dollars" insert the words "except that any person who shall violate any of the provisions of this title as to the construction of chimneys, fireplaces, flues, smokes and hot air pipes and furnaces, or who shall violate any of the provisions of this title with reference to the framing or trimming of timbers, girders, beams or other woodwork in proximity to chimney flues or fireplaces shall forfeit and pay a penalty in the sum of \$100."

Same section, same line, strike out the word "but," and after the word "if" insert the word "any."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

The Senate returned the concurrent resolution authorizing the return to the Governor the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to repeal section 17 of chapter 819 of the Laws of 1868, entitled 'An act to regulate, grade, widen, macadamize and improve a public highway in the towns of Eastchester and Westchester, in the county of Westchester, commonly called the old White Plains road, and also a portion of First street, in the village of Mount Vernon.' " (No. 682.)

"An act to repeal section 17 of chapter 906 of the Laws of 1869, entitled 'An act to regulate, grade, widen, gravel and improve a public highway in the towns of Eastchester, Scarsdale and White Plains, in the county of Westchester, commonly called the old White

Plains post-road, and also a portion of Fourth avenue in the village of Central Mount Vernon.'” (No. 683.)

Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hons. Joseph Bauer, Edward Hagan, Lewis J. Congdon, Matthew P. Breen, W. H. Weston, John H. Burk, Frederick Fisk, Henry A. Reeves, Spencer G. Prime and Dennis Burns.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

“An act to amend chapter 143 of the Laws of 1889, entitled ‘An act to amend chapter 519 of the Laws of 1887, entitled An act to provide public school-houses in Long Island City.’” (No. 1132.)

“An act to amend chapter 466 of the Laws of 1889, entitled ‘An act to amend title 17 of chapter 20 of part 1 of the Revised Statutes, entitled Of dogs.’” (No. 611.)

“An act in relation to certain parks and a parade ground in Long Island City.” (No. 125.)

“An act in relation to mutual insurance companies organized under the laws of the State of New York.” (No. 1028.)

“An act to amend chapter 204 of the Laws of 1864, entitled ‘An act to amend and consolidate the several acts relating to the village of Lansingburgh, and acts amendatory thereof.’” (No. 990.)

“An act to amend chapter 117 of the Laws of 1883, entitled ‘An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof.’” (No. 1108.)

“An act making an appropriation for public and legislative printing for the State.” (No. 1134.)

“An act to amend chapter 196 of the Laws of 1889, entitled ‘An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany.’” (No. 1133.)

“An act to amend chapter 119 of the Laws of 1889, entitled ‘An act to amend, revise and consolidate the laws in relation to the village of Penn Yan, in the county of Yates.’” (No. 1308.)

“An act making appropriation for the payment of the costs and expenses of the contest for the seat of Michael C. Gillice in the Assembly of 1890.” (Rec. No. 1153.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

“An act reappropriating the unexpended balance of the amount appropriated by chapter 352 of the Laws of 1889, entitled ‘An act to provide for improving the channels of Fox creek, and ditches tributary thereto, in the northern part of the town of Amherst, in the county of Erie, and making an appropriation therefor.’” (No. 589.)

“An act to amend chapter 545 of the Laws of 1888, entitled ‘An act to provide for lectures for workingmen and workingwomen,’ as amended by chapter 383 of the Laws of 1889.” (No. 545.)

Ordered, That the Clerk deliver said bills to the Governor

Mr. Fish moved that the House do now take a recess until 4 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House took a recess until 4 o'clock P. M.

FOUR O'CLOCK, P. M.

The House again met.

Mr. SHEEHAN.—Mr. Speaker, there is a rule here, as we get on towards the closing days of the session, that is going to cause a great deal of trouble by way of time; that is, calling the roll to substitute bills. I suggest that some action be taken by the House on this matter. For instance, if every day there was a certain time set, half or a quarter of an hour, when the Speaker would entertain consents or applications to substitute Senate bills for Assembly bills we could save considerable time.

Mr. R. J. LEWIS.—Do I understand—

Mr. SPEAKER.—The simple proposition of Mr. Sheehan is, by giving notice of suspension of rules you have to make two roll-calls every time. The suggestion of Mr. Sheehan is this: at this stage of the session, that that portion of the rule be abrogated which requires a roll-call to obtain unanimous consent for substitution of a Senate bill for a House bill, when they are precisely the same. Unanimous consent will, of course, be required, but not a roll-call for substitution of Senate bill for House bill. For instance, a member has a House bill on order of third reading, and a Senate bill comes down, and to avoid the two bills crossing each other, the substitution be made by unanimous consent without a call of the roll. Is that the unanimous consent of this House?

The proposition was unanimously agreed to.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That in view of the valuable services of Theodore R. Timby, a native and for many years a resident of the State of New York, whose invention of the revolving turret gun battery, according to evidence laid before the finance committee of the Senate, appears to have led to the construction of the iron clad monitor, the Legislature of the State of New York regards it a fitting, if not an imperative duty of Congress to make such investigation into the question of the authorship of the invention thereof, as shall do ample justice in the premises, and vindicate the genius that contributes so largely in rescuing the country from a grave peril, during the darkest days of its existence.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

The bill (No. 716) entitled "An act to amend an act entitled 'An act to prevent fraud in the manufacture and sale of commercial fertilizers,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McBride	Shields
Adams	Courtney	Henderson	McKnight	Sohmer
Andrus	Crawford	Hitt	McTernan	Stein

Ballantine	Currier	Johnson, A.	Miller	Stevens, J. H.
Bennett	Decker	Johnson, H.C.	Mitchell	Stevens, N.
Blanchfield	Dempsey	Johnson, R.S.	Monaghan	Stevens, W. C.
Blumenthal	de Peyster	Jones	Mott	Sullivan
Bradford	Dinkelspiel	Kelly	Mullaney	Sulzer
Brady	Everett	Kill	Nixon	Thompson
Bridges	Fish	Kimball	O'Connor, J.K.	Tompkins
Bush, G. H.	Fitts	Kurth	O'Hare	Townsend
Byrne	Gardenier	Lane, H. J.	Pealer	Treadway
Byrnes	Gibbs	Lane, O. F.	Pierson	Van Vranken
Christie	Gretsinger	Larmon	Rice	Webster
Clarke	Groat	Le Roy	Riley	Weed
Connelly	Guenther	Lewis, B. B.	Sage	White
Cooney	Guibord	Lewis, R. J.	Schaaff	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1138) entitled "An act to amend chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of White-stone, in Queens county,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	McKnight	Sheehan
Adams	Crawford	Hitt	McTernan	Shields
Andrus	Curtis	Hoag	Menninger	Stein
Ballantine	Decker	Johnson, A.	Miller	Stevens, J. H.
Barton	Dempsey	Johnson, H.C.	Mitchell	Stevens, N.
Bennett	Dinkelspiel	Johnson, R.S.	Monaghan	Stewart
Blanchfield	Enderes	Jones	Mullaney	Sullivan
Blumenthal	Everett	Kelly	O'Connor, J.K.	Sulzer
Bradford	Fish	Kill	Pealer	Thompson
Burns, J. I.	Fitts	Kimball	Pearsall	Tompkins
Bush, G. H.	Gibbs	Kurth	Rhodes	Towne
Byrnes	Gretsinger	Lane, H. J.	Rice	Townsend
Christie	Groat	Lane, O. F.	Riley	Van Vranken
Clarke	Guenther	Lewis, B. B.	Sage	Weed
Connelly	Guibord	Lewis, R. J.	Schaaff	White
Cooney	Haffner	McBride	Selleck	Willis
Cornell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 967) entitled "An act to provide for the printing, binding and distribution of 1937 copies of the Civil List of the State of New York to be brought down to include the officers elected or appointed prior to 1890, and making an appropriation therefor."

Mr. Blumenthal moved to recommit, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 65 }
{ NOES 15 }

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, H.C.	McTernan	Shields
Adams	Currier	Johnson, R.S.	Menninger	Sohmer
Ballantine	Decker	Jones	Mitchell	Stein
Barton	Dinkelspiel	Kerrigan	Monaghan	Stevens, J. H.
Blanchfield	Endres	Kill	Mullaney	Stevens, W. C.
Brady	Gibbs	Kimball	Nixon	Sullivan
Byrne	Gretsing	Kurth	O'Connor, J.K.	Thompson
Byrnes	Groat	Lane, H. J.	O'Hare	Tompkins
Christie	Guenther	Larmon	Pearsall	Townsend
Clarke	Guibord	Lewis, B. B.	Rice	Treadway
Cooney	Henderson	L'Hommedieu	Riley	Weed
Cornell	Hitt	Mase	Saunders	White
Courtney	Johnson, A.	McBride	Schaaff	Willis

Those who voted in the negative, were

Andrus	Bush, G. H.	de Peyster	Gardenier	Stevens, N.
Bennett	Connelly	Fish	Miller	Stewart
Blumenthal	Dempsey	Fitts	Pealer	Van Vranken

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Adams (on behalf of Mr. Rose, who is sick) asked unanimous consent that the following entitled bills do now have their second and third reading:

"An act to incorporate the 'Little Equinunk Bridge Company,' in Sullivan county." (No. 1241.)

Senate, "An act to amend chapter 124 of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company.'" (Rec. No. 211.)

By direction of the Speaker, the Clerk called the roll.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, R.S.	Mitchell	Selleck
Adams	Currier	Jones	Monaghan	Stein
Andrus	Curtis	Kelly	Mott	Stevens, J. H.
Ballantine	Decker	Kerrigan	Mullaney	Stevens, N.
Barton	Dempsey	Kill	Nixon	Stevens, W. C.
Bennett	Dinkelspiel	Kimball	O'Connor, J.K.	Stewart
Blanchfield	Everett	Kurth	O'Hare	Sullivan
Bradford	Fish	Lane, H. J.	Pealer	Sulzer
Brady	Fitts	Lane, O. F.	Pearsall	Thompson

Burns, J. I.	Gardenier	Le Roy	Pierson	Tompkins
Bush, G. H.	Gretsinger	Lewis, B. B.	Rhodes	Townsend
Byrne	Groat	Lewis, R. J.	Rice	Van Vranken
Byrnes	Guenther	McBride	Riley	Webster
Christie	Guibord	McKnight	Sage	Weed
Clarke	Harwood	McTernan	Saunders	White
Cooney	Johnson, A.	Miller	Schaaff	Willis
Cornell	Johnson, H.C.			

Unanimous consent having been granted,

The bill (No. 1241) entitled "An act to incorporate the 'Little Equinunk Bridge Company,' in Sullivan county," was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, H.C.	Miller	Schaaff
Adams	Currier	Johnson, R. S.	Mitchell	Selleck
Andrus	Decker	Jones	Monaghan	Shields
Barton	Dempsey	Kerrigan	Mott	Stein
Bennett	de Peyster	Kill	Mullaney	Stevens, N.
Blanchfield	Dinkelspiel	Kimball	Nixon	Stevens, W.C.
Blumenthal	Endres	Kurth	O'Connor, J.J.	Sullivan
Bradford	Everett	Lane, H. J.	O'Connor, J.K.	Tompkins
Brady	Fish	Lane, O. F.	O'Hare	Townsend
Bridges	Fitts	Le Roy	Pealer	Van Vranken
Burns, J. I.	Gardenier	Lewis, B. B.	Pierson	Webster
Byrne	Gretsinger	Lewis, R. J.	Rhodes	Weed
Byrnes	Groat	L'Hommedieu	Riley	White
Christie	Guenther	McBride	Sage	Willis
Connelly	Guibord	McKnight	Saunders	Speaker
Cooney	Hitt	McTernan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 211) entitled "An act to amend chapter 124, of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company,'" was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 1}

Those who voted in the affirmative, were

Acker	Dempsey	Johnson, H.C.	Miller	Shields
Barton	Deyo	Johnson, R.S.	Mitchell	Stein
Bennett	Dinkelspiel	Jones	Monaghan	Stevens, J. H.

Blanchfield	Endres	Kelly	Mullaney	Stevens, N.
Blumenthal	Everett	Kerrigan	Nixon	Stevens, W. C.
Bradford	Fitts	Kill	O'Connor, J. K.	Stewart
Brady	Gardenier	Kimball	O'Hare	Stranahan
Bridges	Gibbs	Kurth	Pealer	Thompson
Byrne	Greene	Lane, H. J.	Pearsall	Tompkins
Christie	Gretsinger	Lane, O. F.	Peck	Townsend
Clarke	Groat	Le Roy	Pierson	Van Vranken
Cooney	Guenther	Lewis, B. B.	Rhodes	Webster
Coons	Guibord	L'Hommedieu	Rice	Weed
Courtney	Harwood	McBride	Riley	Whipple
Crawford	Henderson	McKnight	Saunders	White
Currier	Hitt	McTernan	Schaaff	Willis
Curtis	Hoag	Menninger	Selleck	Wissig
Decker	Johnson, A.			

For the negative,

Lewis, R. J.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1440) entitled "An act to amend chapter 498 of the Laws of 1847, entitled 'An act to authorize the election of county superintendents of the poor, and county treasurers, by the people,' as amended by chapter 298 of the Laws of 1862," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, R. S.	Miller	Shields
Adams	Curtis	Jones	Mitchell	Stein
Andrus	Decker	Kelly	Monaghan	Stevens, J. H.
Ballantine	Dempsey	Kerrigan	Mott	Stevens, N.
Bennett	de Peyster	Kill	Mullaney	Stevens, W. C.
Blanchfield	Dinkelspiel	Kimball	Nixon	Sulzer
Blumenthal	Endres	Kurth	O'Connor, J. J.	Tompkins
Bradford	Everett	Lane, H. J.	O'Connor, J. K.	Towne
Brady	Fitts	Lane, O. F.	Pealer	Townsend
Bridges	Gardenier	Le Roy	Pierson	Treadway
Byrne	Gretsinger	Lewis, B. B.	Rhodes	Van Vranken
Christie	Groat	Lewis, R. J.	Rice	Webster
Clarke	Guenther	L'Hommedieu	Riley	Weed
Connelly	Guibord	McBride	Sage	White
Cornell	Hitt	McKnight	Saunders	Willis
Courtney	Johnson, A.	McTernan	Schaaff	Wissig
Crawford	Johnson, H. C.	Menninger	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and again request their concurrence therein.

The bill (No. 1459) entitled "An act relating to the supervision of mortgage companies organized under the laws of another State," having been announced for a third reading,

Mr. Van Vranken moved to recommit said bill to the committee on banks, with instructions to strike out the enacting clause.

Mr. Guenther moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Vranken, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Crawford	Haffner	McTernan	Stein
Acker	Currier	Hitt	Menninger	Stevens, J. H.
Ballantine	Curtis	Huson	Miller	Stevens, N.
Barton	Dempsey	Johnson, A.	Mott	Stevens, W.C.
Bennett	Deyo	Johnson, I. S.	Nixon	Stewart
Blumenthal	Duffy	Johnson, R.S.	O'Connor, J.K.	Sullivan
Bradford	Endres	Jones	O'Hare	Thompson
Brady	Everett	Kill	Pearsall	Tompkins
Bush, G. H.	Fish	Kurth	Peck	Towne
Byrne	Fitts	Lane, H. J.	Pierson	Townsend
Christie	Gardenier	Lane, O. F.	Rhodes	Treadway
Connolly	Gibbs	Le Roy	Rice	Webster
Cooney	Groat	L'Hommedieu	Sage	Weed
Cornell	Guenther	McBride	Saunders	White
Courtney	Guibord	McKnight	Shields	Willis

Those who voted in the negative, were

Dinkelspiel Greene Van Vranken

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend section 1 of title 10 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relative to the department of assessment." (No. 1272.)

"An act further to amend chapter 588 of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing.'" (No. 1500.)

Ordered, That said bills be engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred

the bill entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon and by conferring additional powers upon the common council of cities" (No. 1466), reported the same with the recommendation that the title be amended by striking out the words to "amend" and inserting the words "supplemental to," and striking out the word "by," first occurring, and inserting the word "and."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

The bill (No. 1045) entitled "An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof; to repeal certain acts relating thereto, and to organize and establish a street department for the said village, and to define its powers and duties,'" having been announced for a third reading,

On motion of Mr. Kimball (for Mr. Boyce), and by unanimous consent, the same was amended as follows:

Strike out section 1, and substitute the following:

SECTION 1. The president of the village of Saratoga Springs shall within thirty days after the passage of this act appoint four street commissioners for the village of Saratoga Springs, two of whom shall belong to the Democratic party and two to the Republican party; one commissioner to hold his office for the period of five years, one for four years, one for three years, and one for two years from the first Monday of May, 1890, and until their successors are severally appointed and qualified.

Section 2, lines 1 and 2, strike out the words "is not a resident of said village and has not been such" and insert instead thereof the words "has not been a resident of said village."

Same section, line 7, strike out the word "day" and insert instead thereof the word "Monday."

Same section, line 10, after the word "office" insert the words "and shall execute a bond in the penal sum of \$5,000, conditioned for the faithful performance of his duties as such commissioner, with at least two sufficient sureties, to be approved by the president of the village, and file the same with said clerk."

Same section, line 13, after the word "village" insert the words "or in relation to any service or material to be performed or furnished under or in relation to his office or the duties thereof."

Section 3, line 7, after the word "appointed" insert the words "and any appointment not so made shall be void."

Section 4, line 10, after the word "therefore" insert the words "and for all other services to said board."

Section 5, line 11, strike out the word "empowered" and insert the word "required."

Same section, line 29, after the word "direct" insert the word "and control."

Section 8, line 11, at the end thereof insert the words "except horses and more then six sprinkling carts."

Section 9, line 39, after the words "shade trees" insert the words "and the kinds of trees to be planted."

Same section, line 56, at the end thereof insert the words "but said commissioners are hereby forbidden to consent to any trespass upon the rights of property owners."

Same section, line 60, add at the end thereof the words "but said commissioners shall not consent to the erection of any such posts, pole, bracket or other erection in the highway without the permission of the owners of the adjoining property."

Section 10, lines 8 and 9, strike out the words "additional real and personal property," and insert instead thereof the words "real estate."

Same section, line 19, after the words "or which" insert the words "in their opinion."

Same section, line 36, at the end thereof add the words "and further provided that said board shall not at any time purchase real estate to cost in the aggregate more then \$15,000."

Section 11, line 7, at the end thereof, add the words "nor in any contract made under or by virtue of this act. Said superintendent shall before entering upon the duties of his office execute a bond with two sufficient sureties, to be approved by said board, to the village, in the penal sum of \$5,000, conditioned for the faithful performance of his duties. He shall make monthly reports to the board, in which shall be stated the names of all persons employed by him, the number of days each was employed, and the amount paid each, and the character, quantity and cost of all material purchased by him and of whom, and the particular street or other place where all such labor and materials were performed or used. It shall be a misdemeanor on the part of the said superintendent or said commissioners to authorize or incur any indebtedness not permitted by law, and the persons so authorizing or incurring the same shall severally personally be liable therefor, and in addition thereto shall be guilty of a misdemeanor, and upon conviction shall be punishable by a fine of not to exceed \$500, and imprisonment not to exceed six months. It shall be the duty of the district attorney of Saratoga county to prosecute every person guilty of a violation of the provisions of this section."

Section 12, line 8, strike out the words "lately widened" and insert the words "widened pursuant to law by them."

Same section, line 18, strike out the words "lately widened" and insert the words "widened pursuant to law by them."

Same section, strike out lines 19 and 20 and insert the words "sum than \$5,000 in any one year thereafter for permanent improvements."

Section 13, line 1, strike out the words "or occupants."

Same section, strike out beginning with the words "And the said," in line 12, down to and including the words "shall by vote determine," in line 16.

Section 14, line 12, at the end thereof add the words "but not more than \$2,000 shall be used for such purposes in any one year."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, R. J.	Sage
Acker	Coons	Guibord	L'Hommedieu	Saunders
Adams	Cornell	Haffner	McBride	Sawmiller
Andrus	Courtney	Huson	McKnight	Schaaff
Ballantine	Currier	Johnson, A.	McTernan	Stein
Barton	Curtis	Johnson, H. C.	Menninger	Stevens, J. H.
Bennett	Decker	Johnson, I. S.	Miller	Stevens, N.
Blanchfield	Dempsey	Johnson, R. S.	Mitchell	Stevens, W. C.
Blumenthal	Deyo	Jones	Mott	Sullivan
Bradford	Dinkelspiel	Kelly	O'Connor, J. J.	Thompson
Brady	Endres	Kerrigan	O'Connor, J. K.	Tompkins
Burns, J. I.	Everett	Kimball	O'Hare	Townsend
Bush, G. H.	Fitts	Kurth	Pearsall	Van Vranken
Byrne	Gardenier	Lane, H. J.	Peck	Webster
Byrnes	Gibbs	Lane, O. F.	Pierson	Weed
Christie	Greene	Larmon	Rice	White
Clarke	Gretsinger	Le Roy	Riley	Willis
Connelly	Groat	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 918) entitled "An act for the relief of the People's Railroad Company of Syracuse," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Larmon	Sage
Acker	Coons	Groat	Le Roy	Saunders
Adams	Cornell	Guenther	Lewis, R. J.	Sawmiller
Ballantine	Courtney	Guibord	L'Hommedieu	Shields
Barton	Currier	Haffner	McBride	Stein
Bennett	Curtis	Harwood	McTernan	Stevens, J. H.
Blumenthal	Decker	Hitt	Menninger	Stevens, N.
Bradford	Dempsey	Huson	Miller	Stranahan
Brady	de Peyster	Johnson, A.	Nixon	Sullivan
Bridges	Deyo	Johnson, H. C.	Nolan	Thompson
Bush, G. H.	Dinkelspiel	Johnson, I. S.	O'Connor, J. K.	Townsend
Byrne	Everett	Jones	O'Hare	Webster
Byrnes	Fish	Kill	Pealer	Weed

Christie	Fitts	Kurth	Peck	White
Clarke	Gardenier	Lane, O. F.	Riley	Wissig
Connelly				

For the negative,
Sulzer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Stranahan in the chair.

The bill (No. 965) entitled "An act to amend section 4 of chapter 252 of the Laws of 1884, entitled 'An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gretsinger	McBride	Sawmiller
Acker	Cornell	Groat	McKnight	Sheehan
Adams	Courtney	Guenther	McTernan	Shields
Andrus	Crawford	Guibord	Menninger	Sohmer
Barton	Currier	Harwood	Miller	Stevens, J. H.
Bennett	Curtis	Huson	Mitchell	Stevens, N.
Blanchfield	Decker	Johnson, I.S.	Nixon	Stevens, W. C.
Blanchfield	Dempsey	Jones	O'Connor, J.J.	Stewart
Bradford	Deyo	Kerrigan	O'Connor, J.K.	Stranahan
Brady	Dinkelspiel	Kill	O'Hare	Towne
Burns, J. I.	Endres	Kurth	Pealer	Treadway
Byrne	Everett	Lane, H. J.	Pearsall	Van Vranken
Byrnes	Fish	Lane, O. F.	Peck	Webster
Clarke	Fitts	Lewis, R. J.	Rice	Weed
Connelly	Gardenier	L'Hommedieu	Riley	Willis
Cooney	Greene	Mase	Saunders	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1144) entitled "An act concerning certain female convicts, habitual drunkards, vagrants and prostitutes of the city of Brooklyn and county of Kings," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Greene	L'Hommedieu	Riley
Acker	Cornell	Gretsinger	Mase	Sage
Adams	Courtney	Groat	McBride	Saunders
Barton	Currier	Guenther	McTernan	Sawmiller
Bennett	Curtis	Guibord	Menninger	Sheehan
Blanchfield	Decker	Harwood	Miller	Stein
Blumenthal	Dempsey	Huson	Mitchell	Stevens, J. H.
Bradford	Deyo	Johnson, A.	Monaghan	Stevens, N.
Brady	Dickinson	Johnson, H.C.	Nixon	Stranahan
Bridges	Dinkelspiel	Jones	O'Connor, J.J.	Sullivan
Burns, J. I.	Duffy	Kerrigan	O'Hare	Thompson
Byrne	Endres	Kill	Pealer	Van Vranken
Byrnes	Everett	Kimball	Pearsall	Webster
Clarke	Fish	Kurth	Peck	Weed
Connelly	Fitts	Lane, H. J.	Pierson	Willis
Cooney	Gardenier	Larmon		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1145) entitled "An act to amend section 1127 of the Code of Civil Procedure, relating to exemptions from jury duty in the county of Kings," having been announced for a third reading,

Mr. Webster moved to strike out line 13 of section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 3}

Those who voted in the affirmative, were

Acker	Crawford	Guenther	McKnight	Saunders
Adams	Currier	Guibord	McTernan	Schaaff
Andrus	Decker	Harwood	Menninger	Selleck
Ballantine	Dempsey	Huson	Miller	Sheehan
Barton	de Peyster	Johnson, A.	Mitchell	Sohmer
Bennett	Deyo	Johnson, H.C.	Monaghan	Stein
Blanchfield	Dickinson	Johnson, R.S.	Mott	Stevens, J. H.
Boyce	Dinkelspiel	Jones	Nixon	Stevens, N.
Bradford	Duffy	Kerrigan	O'Connor, J. J.	Stevens, W. C.
Brady	Everett	Kill	O'Connor, J. K.	Stranahan
Bridges	Fish	Kimball	O'Hare	Thompson
Byrne	Fitts	Kurth	Pealer	Tompkins
Clarke	Gardenier	Lane, H. J.	Pierson	Towne
Cooney	Greene	L'Hommedieu	Rhodes	Weed

Cornell	Gretsinger	Mase	Riley	Willis
Courtney	Groat	McBride	Sage	Wissig

Those who voted in the negative, were

Blumenthal Bush, R. P. Henderson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. J. J. O'Connor asked unanimous consent that Senate bill No. 409, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' in relation to the salary of the health commissioner" (Rec. No. 274), do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 73}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Harwood	McTernan	Sohmer
Adams	Crawford	Huson	Menninger	Stevens, J.H.
Ballantine	Currier	Johnson, A.	Mitchell	Stevens, N.
Blanchfield	Decker	Johnson, H.C.	Monaghan	Stevens, W. C.
Bradford	Dempsey	Kelly	Mott	Stranahan
Brady	Dickinson	Kerrigan	O'Connor, J.J.	Sullivan
Bridges	Dinkelspiel	Kill	O'Hare	Sulzer
Burns, J. I.	Duffy	Kurth	Pealer	Tompkins
Byrne	Everett	Lane, H. J.	Pearsall	Towne
Byrnes	Fitts	Lane, O. F.	Peck	Townsend
Clarke	Gardenier	Larmon	Riley	Treadway
Connolly	Gretsinger	L'Hommedieu	Sage	Webster
Cooney	Groat	Mase	Schaaff	Weed
Coons	Guenther	McBride	Shields	Willis
Cornell	Guibord	McKnight		

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hoag	McKnight	Schaaff
Acker	Cornell	Huson	McTernan	Selleck
Andrus	Courtney	Johnson, H.C.	Miller	Sheehan
Ballantine	Currier	Johnson, I. S.	Monaghan	Shields
Barton	Dempsey	Jones	Mott	Stein
Bennett	Deyo	Kerrigan	Mullaney	Stevens, J. H.
Blanchfield	Dickinson	Kill	Nolan	Stevens, N.

Boyce	Duffy	Kimball	O'Connor, J. J.	Stevens, W. C.
Bradford	Everett	Kurth	O'Connor, J. K.	Stranahan
Brady	Fitts	Lane, H. J.	O'Hare	Sulzer
Bridges	Gardenier	Lane, O. F.	Pealer	Thompson
Burns, J. I.	Greene	Larmon	Pearsall	Towne
Bush, R. P.	Groat	Le Roy	Peck	Webster
Byrne	Guenther	Lewis, B. B.	Pierson	Weed
Byrnes	Guibord	L'Hommedieu	Rice	White
Clarke	Haffner	Mase	Riley	Willis
Connelly	Harwood	McBride	Sage	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows:

"An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon and by conferring additional powers upon the common council of cities. (No. 1466.)

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Gretsinger, Int. No. 1007, entitled "An act to authorize the selection and location of certain grounds for public parks in the city of Brooklyn, and in the vicinity thereof," reported in favor of the passage of the same with the following amendment:

Section 1, strike out all of lines 1, 2 and 3, down to the word "commissioners" in line 3, and insert the words "the mayor of the city of Brooklyn is hereby authorized to appoint within thirty days after the passage of this act six."

LEROY ANDRUS,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stadler, Int. No. 365, entitled "An act authorizing the department of docks of the city of New York to set aside certain of the water front owned by the said city for the exclusive use of the fire department of the said city," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Andrus, Int. No. 633, "An act to amend chapter 344 of the Laws of 1880, entitled 'An act to establish a local court of civil jurisdiction in the city of Buffalo to be called the municipal court of Buffalo,' and to amend the charter of said city and the acts amendatory thereof," reported in favor of the passage

of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Mitchell, Int. No. 1147, entitled "An act to secure the registration of plumbers and the supervision of plumbing and draining in the city of Watertown," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Andrus, Int. No. 1143, entitled "An act to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hoag, Int. No. 1127, entitled "An act to amend section 189 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. J. J. O'Connor, Int. No. 1104, entitled "An act to provide for the appointment of an additional assessor in the city of Brooklyn," reported in favor of the passage of the same (Mr. Andrus dissenting), which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Brown, Int. No. 362, entitled "An act to amend section 712 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 567 of the Laws of 1887, relating to the department of docks," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 364, entitled "An act to amend section 446 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the providing of sufficient hydrants for the use of the fire department," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 267, entitled "An act to amend chapter 420 of the Laws of 1888, entitled 'An act to provide for police matrons in cities,'" reported in favor of the passage of the same with the following amendment:

(Reference to engrossed bill.)

Section 2, line 5, after the words "board of commissioners of police" insert the word "exists."

Same section, line 6, after the words "as the case may be" insert the words "and in such cities the commissioner of police or board of commissioners of police."

Same section, line 17, after the word "civil" insert the word "service."

Same section, at the end thereof, after the word "city" add the following: "And in any city of the State where no civil service commission exists, no woman shall be eligible for appointment as police matron unless recommended therefor, in writing, by at least twenty women, of good standing, and residents of the said city."

Section 4, line 11, after the word "of" insert the word "the."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ahearn, Int. No. 372, entitled "An act in relation to the payment of the salary of John H. Roberts, chief recording clerk in the office of the clerk of the city and county of New York," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 366, entitled "An act to amend chapter 143, of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Stein, Int. No. 1052, entitled "An act to amend chapter 526 of the Laws of 1885, entitled 'An act to establish and define the lien of warehousemen,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 340, entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,' and relating to such corporations," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Sullivan, Int. No. 934, entitled "An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Sullivan asked unanimous consent that said bill be placed on the order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Ballantine	Endres	Kerrigan	Nixon	Stein
Barton	Fish	Kill	Nolan	Stevens, J. H.
Blanchfield	Fitts	Kurth	O'Connor, J. K.	Stevens, N.
Brady	Greene	Lane, H. J.	O'Hare	Stevens, W. C.
Burns, J. I.	Gretsinger	Larmon	Pearsall	Stewart
Byrne	Groat	Le Roy	Peck	Stranahan
Byrnes	Guenther	L'Hommedieu	Pierson	Sullivan
Connelly	Haffner	Mase	Rhodes	Towne
Cooney	Henderson	McKnight	Riley	Treadway
Coons	Huson	Menninger	Saunders	Webster
Cornell	Johnson, H. C.	Mitchell	Schaaff	Whipple
Courtney	Johnson, I. S.	Monaghan	Shields	White
Currier	Jones	Mullaney	Sohmer	Wissig
Deyo				

Unanimous consent having been granted, said bill was placed on the order of third reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Van Gorder, Int. No. 371, entitled "An act to provide for submitting a proposed amendment to the constitution to the electors of the State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall asked unanimous consent that Senate bill 589, entitled "An act to incorporate the Chenango Baptist Association" (Rec. No. 359), do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Deyo	Johnson, I. S.	O'Connor, J. J.	Stevens, W. C.
Andrus	Dinkelspiel	Kill	O'Connor, J. K.	Stranahan
Ballantine	Duffy	Kimball	O'Hare	Thompson
Bennett	Endres	Kurth	Pealer	Tompkins
Blanchfield	Everett	Lane, H. J.	Pearsall	Towne
Boyce	Fitts	Lewis, B. B.	Rhodes	Townsend
Bradford	Greene	L'Hommedieu	Sage	Treadway
Bridges	Guenther	McBride	Saunders	Webster
Burns, J. I.	Guibord	McKnight	Schaaff	Weed
Byrne	Henderson	McTernan	Selleck	Whipple
Connelly	Huson	Menninger	Sheehan	White
Coons	Johnson, A.	Miller	Shields	Willis
Cornell	Johnson, H. C.	Mullaney	Stevens, J. H.	
Currier				

Unanimous consent having been granted, said bill was then read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Menninger	Sohmer
Acker	Crawford	Huson	Miller	Stein
Adams	Currier	Johnson, H. C.	Mitchell	Stevens, J. H.
Andrus	Curtis	Johnson, I. S.	Monaghan	Stevens, N.
Ballantine	Decker	Jones	Mott	Stevens, W. C.
Barton	Dempsey	Kill	Mullaney	Stewart
Bennett	Deyo	Kimball	O'Hare	Stranahan
Blanchfield	Dickinson	Kurth	Pealer	Sullivan
Boyce	Dinkelspiel	Lane, H. J.	Pearsall	Sulzer
Bradford	Everett	Lane, O. F.	Peck	Thompson
Brady	Fish	Larmon	Pierson	Tompkins
Bridges	Fitts	Le Roy	Sage	Towne
Burns, J. I.	Gardenier	Lewis, B. B.	Saunders	Webster
Byrne	Gibbs	L'Hommedieu	Sawmiller	Weed
Christie	Groat	McBride	Schaaff	Whipple
Clarke	Haffner	McKnight	Selleck	Wissig
Connelly	Harwood	McTernan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to notice previously given, Mr. Brady moved to suspend Rules 3 and 49, for the purpose of reading out of its order Assembly bill No. 1466, entitled "An act to amend chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State,' by providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon, and by conferring additional powers upon the common council of cities," and that the same do now have its third reading.

Mr. Connelly raised the point of order that said bill, having been recently reported from the committee on revision, it could not have been reported by the committee on engrossed bills so soon.

Mr. Speaker decided the point of order not well taken, as the bill had been reported by the committee on engrossed bills.

Mr. Speaker put the question whether the House would agree to said motion to suspend Rules 3 and 49, and it was determined in the affirmative.

{AYES 68}
{NOES 23}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	Menninger	Stevens, J. H.
Adams	Cornell	Hitt	Mitchell	Stevens, N.
Barton	Crawford	Kelly	Monaghan	Stevens, W. C.
Bennett	Currier	Kerrigan	Mullaney	Stranahan
Blanchfield	Curtis	Kill	Nixon	Thompson
Blumenthal	Decker	Kimball	O'Connor, J. J.	Tompkins
Boyce	de Peyster	Lane, H. J.	O'Connor, J. K.	Towne
Bradford	Dinkelspiel	Larmon	Peck	Townsend
Brady	Gardenier	Le Roy	Rice	Treadway
Bush, R. P.	Gibbs	L'Homedieu	Riley	Whipple
Byrne	Greene	Mase	Saunders	White
Byrnes	Groat	McBride	Sawmiller	Willis
Clarke	Guenther	McKnight	Schaaff	Wissig
Cooney	Haffner	McTernan		

Those who voted in the negative, were

Acker	Connolly	Johnson, R. S.	Pierson	Sohmer
Andrus	Deyo	Lewis, R. J.	Rhodes	Sulzer
Ballantine	Dickinson	Martin	Sage	Webster
Bridges	Hoag	Miller	Sheehan	Weed
Christie	Johnson, I. S.	O'Hare		

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 29}

Those who voted in the affirmative, were

Abbey	Cornell	Hitt	McKnight	Saunders
Adams	Courtney	Huson	McTernan	Sawmiller
Andrus	Crawford	Johnson, A.	Menninger	Schaaff
Barton	Currier	Johnson, H. C.	Mitchell	Shields
Bennett	Decker	Jones	Monaghan	Stevens, J. H.
Blanchfield	de Peyster	Kelly	Mott	Stevens, N.
Blumenthal	Dickinson	Kerrigan	Mullaney	Stevens, W. C.
Boyce	Dinkelspiel	Kill	Nixon	Stranahan
Brady	Gardenier	Kimball	Nolan	Thompson
Bush, R. P.	Gibbs	Kurth	O'Connor, J. J.	Tompkins
Byrne	Greene	Lane, H. J.	O'Connor, J. K.	Towne
Byrnes	Gretsinger	Larmon	Pealer	Townsend
Christie	Groat	Le Roy	Pearsall	Treadway
Clarke	Guenther	L'Homedieu	Peck	Weed
Cooney	Haffner	Mase	Rice	Whipple
Coons	Harwood	McBride	Riley	Wissig

Those who voted in the negative, were

Acker	Deyo	Hoag	Rhodes	Stewart
Ballantine	Duffy	Johnson, R. S.	Sage	Sullivan
Bridges	Endres	Lewis, R. J.	Selleck	Sulzer
Bush, G. H.	Fish	Martin	Sheehan	Van Vranken
Connelly	Fitts	O'Hare	Sohmer	Webster
Dempsey	Henderson	Pierson	Stein	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Henderson asked unanimous consent that the bill No. 1360, entitled "An act authorizing the village of Little Falls to issue bonds to raise money to pay its floating indebtedness," now on the order of second reading do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 65}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Mullaney	Stevens, J. H.
Acker	Crawford	Johnson, H. C.	Nixon	Stevens, N.
Adams	Currier	Jones	O'Connor, J. K.	Stevens, W. C.
Andrus	Dempsey	Kimball	Pealer	Stranahan
Ballantine	Deyo	Kurth	Pearsall	Sulzer
Bennett	Everett	Lane, H. J.	Peck	Thompson
Blanchfield	Fitts	Lane, O. F.	Pierson	Tompkins
Boyce	Gardenier	Larmon	Rhodes	Towne
Bridges	Gibbs	L'Hommedieu	Riley	Treadway
Burns, J. I.	Greene	Mase	Sage	Weed
Byrne	Guenther	McKnight	Selleck	White
Connelly	Guibord	Mitchell	Shields	Wissig
Cooney	Haffner	Mott	Sohmer	Speaker

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Haffner	Mase	Sawmiller
Acker	Cooney	Harwood	McBride	Selleck
Adams	Cornell	Hoag	McKnight	Sohmer
Andrus	Crawford	Huson	Miller	Stevens, J. H.
Ballantine	Currier	Johnson, H. C.	Mitchell	Stevens, N.
Barton	Curtis	Johnson, I. S.	Monaghan	Stevens, W. C.
Bennett	Dempsey	Johnson, R. S.	Mott	Stranahan

Blanchfield	Deyo	Kerrigan	Nixon	Sulzer
Blumenthal	Duffy	Kimball	O'Connor, J. J.	Thompson
Boyce	Endres	Kurth	O'Connor, J. K.	Townsend
Brady	Everett	Lane, H. J.	Pealer	Treadway
Bridges	Fitts	Larmon	Rhodes	Webster
Burns, J. I.	Gardenier	Le Roy	Rice	Weed
Bush, G. H.	Greene	Lewis, B. B.	Riley	Whipple
Byrne	Groat	Lewis, R. J.	Sage	White
Byrnes	Guenther	L'Hommiedieu	Saunders	Wissig
Christie				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Mullaney gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of having Assembly bill No. 1008, entitled "An act relative to consents to and percentages to be paid by street surface railroad companies," read out of its order.

Mr. Everett asked unanimous consent that Senate bill No. 500, entitled "An act supplemental to chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto" (Rec. No. 204), now on the order of second reading be ordered to a third reading, and read the third time out of its order.

By direction of the Speaker, the Clerk called the roll.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Curtis	Hoag	McKnight	Rhodes
Adams	Davis	Huson	McTernan	Riley
Andrus	Dempsey	Johnson, I. S.	Miller	Sage
Ballantine	de Peyster	Johnson, R. S.	Mitchell	Saunders
Bennett	Deyo	Jones	Mott	Selleck
Blanchfield	Dickinson	Kerrigan	Mullaney	Sohmer
Bradford	Everett	Kimball	Nixon	Stevens, J. H.
Brady	Gibbs	Kurth	O'Connor, J. J.	Stevens, N.
Burns, J. I.	Guenther	Lane, H. J.	O'Connor, J. K.	Stevens, W. C.
Byrne	Guibord	Larmon	O'Hare	Stranahan
Christie	Haffner	Le Roy	Pealer	Sullivan
Connelly	Harwood	L'Hommiedieu	Peck	Sulzer
Coons	Henderson	McBride	Pierson	Treadway
Cornell				

Unanimous consent having been granted, said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	L'Hommedieu	Sohmer
Acker	Cornell	Harwood	Miller	Stevens, J. H.
Adams	Courtney	Henderson	Mitchell	Stevens, N.
Andrus	Crawford	Hitt	Monaghan	Stevens, W. C.
Ballantine	Currier	Huson	Mott	Stranahan
Barton	Decker	Johnson, A.	Nolan	Sullivan
Bennett	Dempsey	Johnson, H. C.	O'Connor, J. J.	Thompson
Blanchfield	de Peyster	Johnson, I. S.	O'Connor, J. K.	Towne
Blumenthal	Deyo	Johnson, R. S.	O'Hare	Townsend
Boyce	Dinkelspiel	Kelly	Pealer	Treadway
Bradford	Everett	Kill	Pearsall	Webster
Bridges	Fitts	Kimball	Peck	Weed
Burns, J. I.	Gardenier	Kurth	Rhodes	Whipple
Bush, R. P.	Gibbs	Lane, H. J.	Riley	White
Byrne	Greene	Larmon	Sawmiller	Willis
Byrnes	Gretsinger	Lewis, B. B.	Selleck	Wissig
Christie	Guenther	Lewis, R. J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following entitled bills:

"An act to authorize and require an increased elevation of certain bridges over the Harlem river, above high water of spring tides, and to provide for all changes in any avenues, streets and railroads that may be necessary by reason of such increased elevation of said bridges, and for other purposes." (Rec. No. 373.)

Mr. Speaker asked unanimous consent that said bill be ordered to a third reading and committed to the committee on affairs of cities. with power to report, retaining its place on order of third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Acker	Curtis	Johnson, H. C.	Mott	Stevens, N.
Adams	Decker	Johnson, I. S.	Nixon	Stevens, W. C.
Andrus	Deyo	Kill	O'Connor, J. K.	Stewart
Barton	Dickinson	Kurth	Pearsall	Stranahan
Bennett	Dinkelspiel	Lane, H. J.	Peck	Thompson
Blanchfield	Duffy	Lane, O. F.	Pierson	Towne
Blumenthal	Everett	Le Roy	Rhodes	Townsend
Bridges	Fitts	Lewis, R. J.	Saunders	Treadway
Burns, J. I.	Gardenier	L'Hommedieu	Sawmiller	Webster
Bush, G. H.	Gibbs	Mase	Schaaff	Whipple
Cooney	Groat	McBride	Selleck	White
Cornell	Guenther	McKnight	Sohmer	Willis
Courtney	Guibord	Mitchell	Stevens, J. H.	Wissig
Currier	Harwood			

Unanimous consent having been granted, it was so ordered.

"An act to authorize municipal or other corporations and individuals to construct bridges over, to build docks along, and to make improvements upon any of the canals of this State" (Rec. No. 374), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 205 of the Laws of 1883, entitled 'An act to abolish the office of Canal Appraisers and the State Board of Audit, and to establish a Board of Claims, and define its powers and duties,' as amended by chapter 60 of the Laws of 1884, and as amended by chapter 365 of the Laws of 1888, and as amended by chapter 68 of the Laws of 1889" (Rec. No. 375), which was read the first time and referred to the committee on ways and means.

"An act in relation to elevated railways in cities containing a population of less than 1,000,000, and more than 300,000" (Rec. No. 376), which was read the first time and referred to the committee on railroads.

"An act to provide for the improvement of the bridle paths in the Central park of the city of New York" (Rec. No. 377), which was read the first time and referred to the committee on affairs of cities.

"An act for the protection and education of farmers and manufacturers in the purchase and sale of fertilizers" (Rec. No. 378), which was read the first time and referred to the committee on agriculture.

A message from the Senate was received and read in the words following:

IN SENATE, *April* 16, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 180, entitled "An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank roads, and to defray the expense thereof by local assessments of fifteen equal annual installments.'"

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Laughlin, and by unanimous consent, the same was amended as follows:

Make new section, to be known as section 5, as follows:

§ 5. The title of said chapter is hereby amended so as to read as follows: "An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank roads, and to defray the expenses thereof by local assessments of ten equal annual installments."

Make "§ 5" read "§ 6."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was deter-

mined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Mase	Selleck
Acker	Cornell	Hitt	McBride	Stevens, J. H.
Adams	Courtney	Johnson, A.	McKnight	Stevens, N.
Andrus	Currier	Johnson, H. C.	Menninger	Stevens, W. C.
Barton	Decker	Johnson, I. S.	Miller	Stewart
Bennett	Dempsey	Johnson, R. S.	Mitchell	Sullivan
Blanchfield	Deyo	Jones	Monaghan	Towne
Blumenthal	Dinkelspiel	Kerrigan	Mott	Townsend
Bradford	Duffy	Kill	Nixon	Treadway
Brady	Fish	Kurth	Nolan	Webster
Bridges	Fitts	Lane, H. J.	O'Connor, J. K.	Weed
Burns, J. I.	Gardenier	Larmon	O'Hare	Whipple
Bush, G. H.	Groat	Le Roy	Pealer	White
Byrne	Guenther	Lewis, B. B.	Rhodes	Willis
Christie	Guibord	Lewis, R. J.	Saunders	Wissig
Connelly	Haffner	L'Hommedieu		

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Guenther, and by unanimous consent, the further following amendments were adopted:

(Reference to engrossed bill.)

Section 2, line 3, strike out the word "ten" and insert the word "eight."

Same section, line 10, strike out the words "eight and nine years."

Same section, same line, insert the word "and" between the words "six" and "seven."

Section 3, line 6, strike out the word "one-tenth" and insert the word "one-eighth."

Same section, line 7, strike out the word "one-tenth" and insert the word "one-eighth."

Same section, line 8, strike out the word "one-tenth" and insert the word "one-eighth."

Same section, same line, insert the word "and" between the words "years" and "eight."

Same section, line 9, strike out the words "nine years and ten years."

Section 5, last line, strike out the word "ten" and insert the word "eight."

Amend the title by striking out the word "fifteen" and inserting the word "eight."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	McKnight	Stevens, W. C.
Acker	Coons	Hitt	McTernan	Stewart
Adams	Courtney	Johnson, A.	Menninger	Stranahan
Andrus	Currier	Johnson, H. C.	Miller	Thompson
Ballantine	Decker	Jones	Nixon	Tompkins
Barton	Dempsey	Kerrigan	O'Connor, J. K.	Towne
Bennett	de Peyster	Kill	Pealer	Townsend
Blanchfield	Deyo	Kurth	Pierson	Treadway
Blumenthal	Dickinson	Lane, H. J.	Rhodes	Webster
Boyce	Dinkelspiel	Larmon	Sage	Weed
Bradford	Everett	Le Roy	Saunders	Whipple
Brady	Gardenier	Lewis, R. J.	Sawmiller	White
Bridges	Groat	L'Hommedieu	Selleck	Willis
Burns, J. I.	Guenther	Mase	Stevens, J. H.	Wissig
Byrne	Guibord	McBride	Stevens, N.	Speaker
Christie	Haffner			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended, with further amendments.

Mr. J. I. Burns asked unanimous consent that Senate bill Int. No. 414, entitled "An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State'" (Rec. No. 210), do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{ AYES 34 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Coons	Everett	Johnson, H. C.	Larmon
Bennett	Currier	Fitts	Johnson, I. S.	L'Hommedieu
Brady	Curtis	Groat	Kerrigan	Mase
Bridges	Decker	Guibord	Kill	McBride
Burns, J. I.	Dempsey	Haffner	Kurth	McKnight
Byrne	de Peyster	Harwood	Lane, H. J.	Menninger
Cooney	Dickinson	Huson	Lane, O. F.	

For the negative,
Tompkins

Pending the call of the roll, Mr. Tompkins having objected, the further calling of the roll was suspended.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That on Tuesday, Wednesday, and Thursday, the House meet at 10 o'clock, A. M., and sit until 2 o'clock, P. M., and from 4 to 6 o'clock, P. M., and from 8 to 10 o'clock, P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The privileges of the floor were extended to Hons. William Walker, and Frank P. Demarest.

Mr. Fish moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House adjourned.

FRIDAY, APRIL 25, 1890.

The House met pursuant to adjournment.

Prayer by Rev. George W. Miller.

On motion of Mr. Pearsall, the journal of yesterday was approved without being read.

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate requesting the return of the resolution adopted by the Assembly April 24th, asking for the recall of the concurrent resolution providing for final adjournment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate.

The privileges of the floor were extended to Hons. S. R. Millington, J. W. Brown, P. W. Cullinan and Frank P. Demarest.

Mr. Acker asked unanimous consent that Assembly bill No. 1454, entitled "An act to provide for the construction and maintenance of a system of sewerage in the city of Hornellsville, N. Y., do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Fitts	Lane, O. F.	Riley
Acker	Christie	Gibbs	Lewis, B. B.	Sage
Adams	Clarke	Gretsinger	L'Hommedieu	Saunders
Andrus	Cooney	Guenther	McTernan	Schaaff
Ballantine	Cornell	Guibord	Menninger	Sheehan
Bennett	Currier	Johnson, A.	Mitchell	Stein
Blanchfield	Curtis	Johnson, R.S.	Monaghan	Stevens, N.
Blumenthal	Decker	Jones	Mott	Stevens, W. C.
Boyce	Dempsey	Kill	Mullaney	Sulzer
Bradford	Deyo	Kimball	Page	Thompson
Brady	Duffy	King	Pealer	Webster
Bridges	Endres	Kurth	Peck	Willis
Bush, G. H.	Fish	Lane, H. J.	Rhodes	Wissig
Byrne				

Unanimous consent having been granted, said bill was read the second time.

Said bill having been announced for a third reading,

On motion of Mr. Acker, and by unanimous consent, the same was amended as follows:

Section 2, strike out all of line 1 and the word "commissioners" in line 2.

Section 10, line 1, strike out the word "June" and insert the word "July."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Groat	McTernan	Sheehan
Acker	Cornell	Guenther	Menninger	Sohmer
Adams	Courtney	Guibord	Miller	Stein
Andrus	Crawford	Johnson, A.	Mitchell	Stevens, N.
Ballantine	Currier	Johnson, H.C.	Monaghan	Stevens, W. C.
Barton	Curtis	Johnson, R.S.	Mott	Sullivan
Bennett	Dempsey	Jones	Mullaney	Sulzer
Blanchfield	Deyo	Kelly	Nixon	Thompson
Blumenthal	Dickinson	Kill	O'Hare	Tompkins
Boyce	Dinkelspiel	Kimball	Pealer	Van Vranken
Bradford	Duffy	Kurth	Pearsall	Webster
Brady	Endres	Lane, H. J.	Peck	White
Bridges	Fish	Lane, O. F.	Rhodes	Willis
Bush, G. H.	Fitts	Larmon	Saunders	Wissig
Byrnes	Gardenier	Lewis, B. B.	Sawmiller	Speaker
Christie	Gibbs	Martin	Schaaff	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Andrus and by unanimous consent the Senate bill (Rec. No. 331) entitled, "An act to revise the charter of the city of Buffalo," was ordered reprinted.

Mr. Sheehan moved that said bill be made a special order for Tuesday evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. G. H. Bush moved that Senate bill No. 528, entitled "An act to provide for acquiring title by the State of lands and buildings purchased and erected by the counties for asylum purposes" (Rec. No. 270), be made a special order for Tuesday evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1146) entitled "An act to amend section 1341 of the Code of Civil Procedure, relating to appeals from county courts," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Lewis, R. J.	Sage
Adams	Coons	Guenther	L'Hommedieu	Saunders
Andrus	Courtney	Guibord	McBride	Schaaff
Ballantine	Crawford	Haffner	McTernan	Selleck
Barton	Currier	Harwood	Menninger	Sheehan
Bennett	Curtis	Huson	Miller	Sheffer
Blanchfield	Dempsey	Johnson, A.	Mitchell	Shields
Blumenthal	Deyo	Johnson, H. C.	Mott	Sohmer
Boyce	Dickinson	Kelly	O'Connor, J. K.	Stevens, N.
Bradford	Dinkelspiel	Kerrigan	O'Hare	Stewart
Brady	Duffy	Kill	Pealer	Sulzer
Bridges	Endres	Kimball	Pearsall	Towne
Burns, J. I.	Everett	Kurth	Peck	Van Vranken
Bush, G. H.	Fish	Lane, H. J.	Rhodes	Weed
Bush, R. P.	Greene	Lane, O. F.	Rice	Willis
Christie	Gretsinger	Lewis, B. B.	Riley	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1147) entitled "An act to amend section 26 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, A.	McTernan	Sage
Adams	Curtis	Kelly	Menninger	Schaaff
Andrus	Decker	Kerrigan	Miller	Sheehan
Ballantine	Dempsey	Kill	Mitchell	Sheffer
Barton	Dickinson	Kimball	Monaghan	Sohmer
Bennett	Dinkelspiel	King	Mott	Stevens, J. H.
Blanchfield	Duffy	Kurth	Mullaney	Stevens, N.
Blumenthal	Everett	Lane, H. J.	O'Connor, J. K.	Sullivan
Brady	Fitts	Lane, O. F.	O'Hare	Sulzer
Bridges	Greene	Larmon	Page	Thompson
Burns, J. I.	Gretsinger	Lewis, B. B.	Pealer	Towne

Bush, R. P.	Groat	Lewis, R. J.	Pearsall	Van Vranken
Byrnes	Guenther	L'Hommedieu	Peck	Webster
Christie	Guibord	Martin	Pierson	Weed
Cooney	Harwood	McBride	Rice	Willis
Courtney	Huson	McKnight	Riley	Wissig
Crawford				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1148) entitled "An act to amend section 1380 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	McTernan	Selleck
Adams	Courtney	Groat	Miller	Sheffer
Andrus	Crawford	Guenther	Mitchell	Sohmer
Ballantine	Currier	Guibord	Monaghan	Stevens, N.
Barton	Curtis	Harwood	Mullaney	Stevens, W. C.
Bennett	Decker	Huson	O'Connor, J. K.	Stewart
Blanchfield	Dempsey	Johnson, A.	O'Hare	Sullivan
Blumenthal	Deyo	Johnson, H. C.	Page	Sulzer
Boyce	Dickinson	Jones	Pealer	Thompson
Bradford	Dinkelspiel	Kelly	Pearsall	Tompkins
Brady	Duffy	Kurth	Peck	Townsend
Bridges	Endres	Lane, H. J.	Rice	Webster
Burns, J. I.	Everett	Lewis, R. J.	Riley	Weed
Bush, R. P.	Fish	L'Hommedieu	Sage	Whipple
Byrne	Fitts	Martin	Saunders	White
Clarke	Gardenier	McBride	Schaaff	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1149) entitled "An act to amend section 460 of the Code of Civil Procedure, relative to the granting of leave to sue as poor person," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Guibord	Monaghan	Sohmer
Acker	Cooney	Haffner	Mott	Stein
Adams	Coons	Harwood	Mullaney	Stevens, J. H.

Andrus	Courtney	Johnson, A.	Nixon	Stevens, N.
Ballantine	Currier	Johnson, H. C.	O'Connor, J. K.	Stevens, W. C.
Barton	Curtis	Jones	O'Hare	Stewart
Bennett	Decker	Kelly	Page	Sulzer
Blanchfield	Dempsey	Kill	Pealer	Tompkins
Blumenthal	Deyo	Lane, O. F.	Pearsall	Townsend
Boyce	Dinkelspiel	Larmon	Pierson	Treadway
Bradford	Duffy	Lewis, R. J.	Rice	Van Vranken
Bridges	Endres	Martin	Riley	Webster
Burns, J. I.	Everett	McBride	Saunders	Whipple
Bush, R. P.	Fitts	McTernan	Schaaff	White
Byrne	Groat	Miller	Sheehan	Wissig
Christie	Guenther	Mitchell	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish called from the table the concurrent resolution in the words following:

Resolved (if the Assembly concur), That in view of the valuable services of Theodore R. Timby, a native and for many years a resident of the State of New York, whose invention of the revolving turret gun battery, according to evidence laid before the finance committee of the Senate, appears to have led to the construction of the iron-clad monitor, the Legislature of the State of New York regards it a fitting, if not an imperative duty of Congress, to make such investigation into the question of the authorship of the invention thereof as shall do ample justice in the premises, and vindicate the genius that contributes so largely in rescuing the country from a grave peril, during the darkest days of its existence.

Mr. Fish moved that said resolution be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 340) entitled "An act to amend section 290 of the Penal Code relating to children" (Rec. No. 154), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

Abbey	Coons	Groat	McBride	Sohmer
Acker	Cornell	Guenther	Menninger	Stevens, N.
Adams	Courtney	Haffner	Miller	Stewart
Andrus	Crawford	Harwood	Mitchell	Sulzer
Ballantine	Curtis	Huson	Monaghan	Thompson
Barton	Decker	Johnson, A.	O'Connor, J. K.	Tompkins
Bennett	Dempsey	Johnson, H. C.	O'Hare	Towne
Blanchfield	Deyo	Johnson, I. S.	Pealer	Townsend

Blumenthal	Dickinson	Jones	Pearsall	Treadway
Boyce	Dinkelspiel	Kelly	Pierson	Van Vranken
Bradford	Duffy	Kurth	Rice	Webster
Burns, J. I.	Everett	Lane, H. J.	Riley	Weed
Bush, R. P.	Fish	Lane, O. F.	Sage	Whipple
Byrne	Fitts	Larmon	Saunders	White
Christie	Gardenier	Lewis, R. J.	Schaaff	Willis
Cooney	Gretsinger	L'Hommedieu	Selleck	Wissig

Those who voted in the negative, were

Endres	Mase	McTernan	Sullivan
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 451) entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of John E. Dunham and George E. Dunham against the State for damages to their property caused by the State, and for losses sustained and growing out of the management of the Erie canal, and to make an award therefor" (Rec. No. 200), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 69}
{NOES 18}

Those who voted in the affirmative, were

Barton	Curtis	Johnson, H.C.	Mott	Stevens, N.
Blanchfield	Dempsey	Johnson, R.S.	Nixon	Stewart
Boyce	Dickinson	Jones	Nolan	Sullivan
Bradford	Dinkelspiel	Kelly	O'Connor, J.K.	Tompkins
Burns, J. I.	Duffy	Kerrigan	O'Hare	Towne
Bush, G. H.	Endres	Kill	Peck	Townsend
Bush, R. P.	Fish	Kimball	Riley	Van Vranken
Byrne	Fitts	Kurth	Schaaff	Webster
Christie	Gibbs	Larmon	Selleck	Weed
Clarke	Guenther	Martin	Sheehan	Whipple
Cooney	Haffner	McBride	Sheffer	White
Cornell	Harwood	McKnight	Shields	Willis
Courtney	Henderson	McTernan	Sohmer	Wissig
Crawford	Hitt	Menninger	Stein	

Those who voted in the affirmative, were

Abbey	Bridges	Huson	Miller	Pierson
Acker	Currier	Johnson, A.	Mitchell	Saunders
Ballantine	Deyo	Lane, O. F.	Mullaney	Sulzer
Bennett	Groat	Lewis, R. J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to resolution of the Assembly, the Senate returned the resolution of the Assembly of April 24, asking for the recall of concurrent resolution providing for final adjournment.

Mr. H. C. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 866, entitled "An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State of New York, under and pursuant to chapter 604 of the Laws of 1886," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Kurth offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1129, entitled "An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Cornell offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 824, entitled "An act to determine the salaries and compensation of members of the police force of the police department of Richmond county," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That the Legislature adjourn *sine die* on Friday the 9th day of May, 1890, at 12 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 454) entitled "An act relating to the employment of Edwin H. Risley to perform certain services and authorizing the Board of Claims to hear, audit and determine the claims of the said Edwin H. Risley against the State for legal services and

expenses under said employment" (Rec. No. 206), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Hitt	McTernan	Sohmer
Acker	Courtney	Johnson, H.C.	Miller	Stevens, N.
Adams	Currier	Johnson, I. S.	O'Connor, J.K.	Stewart
Ballantine	Curtis	Johnson, R.S.	O'Hare	Sullivan
Barton	Dempsey	Kelly	Pearsall	Sulzer
Bennett	Dickinson	Kerrigan	Peck	Thompson
Blanchfield	Dinkelspiel	Kill	Pierson	Tompkins
Boyce	Duffy	Kimball	Rice	Towne
Bradford	Endres	Lane, H. J.	Riley	Townsend
Brady	Fish	Lane, O. F.	Sage	Van Vranken
Bridges	Fitts	Le Roy	Saunders	Webster
Byrne	Gibbs	Lewis, R. J.	Sawmiller	Weed
Christie	Grotsinger	L'Hommedieu	Schaaff	White
Clarke	Groat	Martin	Selleck	Willis
Cooney	Guenther	McBride	Sheehan	Wissig
Coons	Harwood	McKnight	Sheffer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to reappropriate the sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor.'" (No. 1496.)

"An act to authorize the superintendent of public works to construct and maintain an automatic spill-way in the dam of the State reservoir at West Eaton, Madison county." (No. 1062.)

"An act to amend an act entitled 'An act to revise and amend an act, entitled An act to incorporate the village of Port Jervis,' passed March 30, 1866, and all acts relating thereto, passed May 1, 1873." (No. 1474.)

"An act to amend article 4 of title 5 of chapter 9 of part 1 of the Revised Statutes, relating to grants of land under water, as amended by chapter 283 of the Laws of 1850." (No. 1476.)

"An act to amend chapter 570 of the Laws of 1889, entitled 'An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations.'" (No. 1465.)

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof and supplementary thereto.'" (No. 1460.)

"An act to regulate the sale of skimmed milk in cities of upward of 50,000 inhabitants." (No. 1464.)

"An act to legalize and confirm the action of the late engineer of the city of Buffalo in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expense of said work." (No. 1463.)

"An act to secure prompt payment of wages by corporations." (No. 1462.)

"An act in relation to life and casualty insurance companies, associations and societies organized under the laws of this State." (No. 1501.)

Ordered, That the said bills be engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy,' passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy, and the acts amendatory of said chapter 598, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy, and to the inferior local courts therein" (No. 1475), reported the same with the recommendation that it be amended as follows:

Amend the title by striking out all the words "an act," first occurring, and inserting the words "to revise the charter of the city of Troy."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 373 of the Laws of 1889, entitled 'An act to amend chapter 583 of the Laws of 1888, entitled An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' with reference to the fire marshal" (No. 1162), reported the same with the recommendation that it be amended as follows:

Section 1, line 14, strike out the word "point."

Same section, line 21, after the word "inquire" insert the word "into."

Same section, line 59, strike out the first word, and insert the word "that."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act to re-enact and amend section 11 of chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of

women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,' and the acts amendatory thereof." (No. 904.)

"An act to amend chapter 339 of the Laws of 1884, entitled 'An act to establish a commission of navigation of Chautauqua lake and its outlets, and in relation to navigation on the same, and repeal chapter 391 of the Laws of 1876, entitled An act in relation to the inspection and running of steamboats on Chautauqua lake,' and the acts amendatory thereof." (No. 1444.)

"An act to allow certain field notes or maps of certain tracts of land situated in the counties of Allegany, Wyoming and Livingston to be read in evidence on a trial between parties claiming any of the lands therein referred to, and be received as evidence of the facts therein contained and stated." (No. 1072.)

"An act to authorize the docketing of judgments and decrees of the circuit and district courts of the United States, rendered within this State, in the offices of the clerks of the counties of this State." (No. 437.)

"An act to amend chapter 57 of the Laws of 1883, entitled 'An act for the preservation of public records, maps and papers.'" (No. 1261.)

"An act to provide for a soldiers and sailors' memorial arch or monument in the city of New York." (No. 1441.)

"An act to make the office of county clerk of Ontario county a salaried office, and regulating the management of said office." (No. 1228.)

"An act to authorize driving park, and park associations organized under chapter 248 of the Laws of 1872, entitled 'An act to authorize the formation, establishing and maintaining of driving park, and park associations,' to issue their capital stock in payment of property." (No. 1232.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Charles B. Bensen, and to make an award thereon." (No. 1256.)

"An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor in the street surface and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over.'" (No. 1046.)

"An act in relation to certain arrears of taxes of the town of Newtown." (No. 602.)

"An act to amend chapter 58 of the Laws of 1860, entitled 'An act conferring additional powers on boards of town auditors.'" (No. 1229.)

"An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City.'" (No. 1139.)

"An act further to amend chapter 588 of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing.'" (No. 1500)

The bill (No. 1019) entitled "An act to amend chapter 568 of the Laws of 1888, entitled 'An act authorizing the board of estimate and apportionment of the city of New York, to audit the claim of the representatives of the firm of S. P. Dismore & Co., for advertising in the Stockholder of the notices and proceedings required by law to be advertised in said city, and providing for the payment of the

same, and correcting the spelling of the name of S. P. Dismore to S. P. Dinsmore therein," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were.

Abbey	Crawford	Harwood	McTernan	Sohmer
Acker	Curtis	Hitt	Menninger	Stein
Ballantine	Decker	Johnson, A.	Mitchell	Stevens, N.
Barton	Dempsey	Johnson, H.C.	Monaghan	Stevens, W. C.
Bennett	Dickinson	Johnson, I. S.	O'Connor, J.K.	Stewart
Blanchfield	Dinkelspiel	Johnson, R.S.	O'Hare	Stranahan
Boyce	Duffy	Jones	Pearsall	Sullivan
Bradford	Endres	Kelly	Peck	Thompson
Brady	Everett	Kerrigan	Pierson	Tompkins
Bridges	Fitts	Kill	Riley	Towne
Byrne	Gardenier	Kimball	Sage	Townsend
Byrnes	Gibbs	Lane, H. J.	Saunders	Webster
Christie	Greene	Lane, O. F.	Schaaff	Weed
Clarke	Gretsinger	Le Roy	Selleck	White
Cooney	Groat	Lewis, R. J.	Sheffer	Willis
Cornell	Guenther	L'Hommedieu	Shields	Wissig
Courtney	Haffner	McKnight		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Andrus in the chair.

The bill (No. 709) entitled "An act for the relief of Martha Krenkel, as administratrix of the estate of Kasimire Krenkel, deceased," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NGES 5 }

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	McTernan	Sohmer
Acker	Currier	Haffner	Monaghan	Stein
Andrus	Curtis	Harwood	Mullaney	Stevens, N.
Ballantine	Decker	Hitt	Nolan	Stewart
Barton	Dempsey	Johnson, H.C.	O'Connor, J.K.	Stranahan
Bennett	Dinkelspiel	Kelly	O'Hare	Sullivan
Blanchfield	Duffy	Kerrigan	Pearsall	Sulzer
Boyce	Endres	Kill	Peck	Thompson
Brady	Fish	Lane, O. F.	Riley	Tompkins

Burns, J. I.	Fitts	Le Roy	Sawmiller	Townsend
Byrnes	Gibbs	Lewis, B. B.	Schaaff	Van Vranken
Clarke	Greene	L'Hommedieu	Selleck	Webster
Cooney	Gretsinger	Martin	Sheffer	White
Cornell	Groat	McBride	Shields	Wissig
Courtney	Guenther	McKnight		

Those who voted in the negative, were

Johnson, A.	King	Lewis, R. J.	Miller	Saunders
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 741) entitled "An act for the relief of Frank J. Downes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Lewis, B. B.	Sheehan
Acker	Crawford	Haffner	Martin	Shields
Ballantine	Currier	Harwood	McBride	Sohmer
Barton	Curtis	Hitt	McKnight	Stein
Bennett	Decker	Huson	McTernan	Stevens, N.
Blanchfield	Dempsey	Johnson, H.C.	Menninger	Stranahan
Boyce	Dickinson	Johnson, I. S.	Mitchell	Thompson
Bradford	Endres	Johnson, R.S.	Monaghan	Tompkins.
Brady	Everett	Jones	Mott	Towne
Bridges	Fish	Kelly	Nolan	Townsend
Byrne	Fitts	Kimball	O'Connor, J.K.	Webster
Byrnes	Gardenier	Kurth	Pealer	Weed
Clarke	Greene	Lane, H. J.	Peck	Whipple
Cooney	Gretsinger	Lane, O. F.	Riley	White
Coons	Groat	Larmon	Sage	Willis
Cornell	Guenther	Le Roy	Schaaff	Wissig

Those who voted in the negative, were

King	Lewis, R. J.
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Ordered, That the Clerk deliver said bill to the Senate, and rebuest their concurrence therein.

The bill (No. 937) entitled "An act to amend chapter 168 of the Laws of 1814, entitled 'An act to vest certain powers in the freeholders and inhabitants of the village of Jamaica, in the county of Queens,' as amended by chapter 264 of the Laws of 1855, and chapter 266 of the Laws of 1870," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	McKnight	Schaaff
Adams	Cornell	Hitt	McTernan	Sheehan
Andrus	Courtney	Johnson, A.	Menninger	Sheffer
Ballantine	Curtis	Johnson, H.C.	Miller	Shields
Barton	Dempsey	Johnson, I. S.	Mitchell	Stewart
Bennett	de Peyster	Kelly	Monaghan	Stranahan
Blanchfield	Deyo	Kill	Mott	Sulzer
Blumenthal	Dickinson	Kimball	Nolan	Thompson
Boyce	Dinkelspiel	King	O'Connor, J.K.	Tompkins
Bradford	Everett	Kurth	Pealer	Towne
Brady	Fish	Lane, H. J.	Pearsall	Townsend
Burns, W. B.	Fitts	Lane, O. F.	Peck	Webster
Byrne	Gretsinger	Le Roy	Pierson	Whipple
Byrnes	Groat	Lewis, B. B.	Rhodes	Willis
Clarke	Guenther	Lewis, R. J.	Saunders	Wissig
Cooney	Guibord	McBride	Sawmiller	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1151) entitled "An act to amend and revise title 3 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	McBride	Saunders
Andrus	Crawford	Johnson, A.	McKnight	Sheehan
Ballantine	Currier	Johnson, H.C.	McTernan	Sheffer
Barton	Curtis	Johnson, R.S.	Menninger	Shields
Bennett	Decker	Jones	Miller	Sohmer
Blanchfield	Dempsey	Kelly	Mitchell	Stevens, N.
Blumenthal	Deyo	Kimball	Mott	Stewart
Bradford	Dickinson	King	O'Connor, J.K.	Thompson
Brady	Dinkelspiel	Lane, H. J.	Pealer	Tompkins
Burns, J. I.	Endres	Lane, O. F.	Pearsall	Towne
Byrne	Fitts	Larmon	Peck	Webster
Byrnes	Greene	Lewis, B. B.	Pierson	Weed
Christie	Gretsinger	Lewis, R. J.	Rhodes	White

Cooney	Groat	L'Hommedieu	Riley	Willis
Coons	Guenther	Martin	Sage	Wissig
Cornell	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 285, entitled "An act to amend chapter 518 of the Laws of 1867, entitled 'An act to incorporate the village of White Plains,' passed April 3, 1866, and the several acts amendatory thereof," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Greene, and by unanimous consent, the bill No. 1496, entitled "An act reappropriating the sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor,'" was ordered read the third time.

Said bill having been announced for a third reading,

On motion of Mr. Greene, and by unanimous consent, the same was amended as follows:

Add at the end of the title the words "and to appropriate the further sum of \$7,000 for the erection and completion of said armory."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 10}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	Monaghan	Sheehan
Acker	Cornell	Henderson	Mott	Sheffer
Adams	Courtney	Hitt	Mullaney	Shields
Andrus	Crawford	Johnson, I. S.	Nolan	Stevens, W. C.
Barton	Currier	Johnson, R. S.	O'Connor, J. K.	Stewart
Blanchfield	Curtis	Jones	O'Hare	Sullivan
Boyce	Decker	Kelly	Peck	Tompkins
Bradford	Dempsey	Kerrigan	Pierson	Towne
Brady	Dinkelspiel	Kill	Rhodes	Van Vranken
Burns, J. I.	Fish	Kurth	Rice	Webster
Burns, W. B.	Gibbs	Le Roy	Riley	Whipple
Byrne	Greene	McBride	Sage	White

Byrnes	Gretsinger	McKnight	Sawmiller	Willis
Clarke	Guenther	McTernan	Selleck	Wissig
Cooney	Haffner	Menninger		

Those who voted in the negative, were

Bennett	Fitts	Johnson, A.	L'Hommedieu	Mitchell
Dickinson	Groat	King	Miller	Thompson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. Clarke moved to suspend Rules 3 and 49, in order that Senate bill No. 299, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city, in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city" (Rec. No. 148), might have its second and third reading.

Mr. Speaker put the question whether the House would agree to said motion to suspend the rules, and it was determined in the affirmative.

{AYES 68}
{NOES 7}

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Menninger	Sheehan
Andrus	Cornell	Hitt	Mullaney	Shields
Ballantine	Courtney	Huson	Nixon	Sohmer
Blanchfield	Curtis	Johnson, I. S.	Nolan	Stein
Blumenthal	Dempsey	Johnson, R. S.	O'Connor, J. K.	Stevens, N.
Boyce	Duffy	Jones	O'Hare	Stranahan
Bradford	Endres	Kelly	Pealer	Sulzer
Burns, J. I.	Everett	Kerrigan	Rhodes	Thompson
Burns, W. B.	Fish	Kill	Rice	Van Vranken
Bush, G. H.	Gardenier	Kimball	Riley	Webster
Byrne	Gibbs	Kurth	Saunders	Weed
Byrnes	Greene	Lane, O. F.	Sawmiller	White
Clarke	Haffner	Martin	Schaaft	Wissig
Cooney	Harwood	McTernan		

Those who voted in the negative, were

Acker	Brady	Groat	Johnson, A.	Pierson
Bennett	Dinkelspiel			

Rules 3 and 49 having been suspended, said bill was read the second and third time.

Mr. R. J. Lewis moved to recommit said bill to the committee on affairs of cities.

Mr. Sheehan raised the point of order that the bill had been read through and that said motion was not in order.

Mr. Speaker decided the point of order well taken.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 10 }

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McKnight	Sheehan
Adams	Courtney	Henderson	McTernan	Sohmer
Ballantine	Crawford	Hitt	Mullaney	Stein
Blanchfield	Curtis	Huson	Nixon	Stevens, W. C.
Blumenthal	Decker	Johnson, I. S.	O'Connor, J. J.	Stranahan
Bradford	Dempsey	Johnson, R. S.	O'Connor, J. K.	Sulzer
Burns, J. I.	Duffy	Kelly	O'Hare	Tompkins
Burns, W. B.	Endres	Kerrigan	Pealer	Towne
Bush, G. H.	Fish	Kill	Peck	Townsend
Byrne	Gardenier	Kimball	Rhodes	Van Vranken
Byrnes	Gibbs	Kurth	Rice	Webster
Clarke	Greene	Lane, O. F.	Riley	White
Connelly	Groat	Martin	Sawmiller	Willis
Cooney	Guenther	Mase	Schaaff	Wissig
Coons	Haffner	McBride		

Those who voted in the negative, were

Acker	Brady	Everett	King	Miller
Bennett	Dinkelspiel	Hoag	Lewis, R. J.	Pierson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker in the chair.

Mr. Fish (for Mr. Davis) offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1177, entitled "An act to amend chapter 513 of the Laws of 1867, entitled 'An act to amend the charter of the village of Avon,'" be made a special order for Monday evening.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. J. I. Burns offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1014, entitled "An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Coons offered for the consideration of the House a resolution, in the words following;

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 616, entitled "An act to amend chapter 192 of the Laws of 1885, entitled 'An act to amend chapter 292 of the Laws of 1870, entitled An act for the incorporation of villages,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Peck asked unanimous consent that the following entitled bills be read the third time on Monday evening next:

"An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes, and the acts amendatory thereof." (No. 569.)

"An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies, as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888.'" (Rec. 174.)

Mr. Speaker stated that he would submit the proposition to the House on Monday evening next.

Mr. Blanchfield gave notice that at some future time he would move to suspend Rules 3, 28, 29 and 49, in order that Senate bill No. 501, entitled "An act to close a certain part of North Henry street, in the city of Brooklyn, and to strike the same from the commissioners' map," may have its second and third reading out of its order.

By unanimous consent,

Mr. Guenther introduced a bill entitled "An act to legalize special meetings of the board of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof" (Int. No. 1166), which was read the first time.

Mr. Guenther moved that said bill be made a special order for Monday evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 8, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 276, entitled "An act to amend chapter 129 of the Laws of 1888, entitled 'An act giving the consent of the State of New York to the purchase by the United States of land in the city of New York for the purpose of an appraiser's warehouse, and other purposes.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 52 }
{ NOES 44 }

Those who voted in the affirmative, were

Acker	Clarke	Kelly	Mott	Stewart
Adams	Cornell	Kimball	Nixon	Stranahan
Andrus	Crawford	King	Nolan	Thompson
Ballantine	Decker	Kurth	Page	Tompkins
Barton	Deyo	Lane, H. J.	Pearsall	Towne
Bennett	Dinkelspiel	Lewis, B. B.	Pierson	Treadway
Boyce	Everett	Lewis, R. J.	Rhodes	Weed
Bradford	Gardenier	L'Hommedieu	Sheffer	Whipple
Bridges	Hoag	Miller	Stevens, N.	White
Burns, J. I.	Johnson, A.	Mitchell	Stevens, W. C.	Willis
Christie	Jones			

Those who voted in the negative, were

Abbey	Currier	Harwood	O'Connor, J. K.	Shields
Blanchfield	Duffy	Johnson, R. S.	O'Hare	Sohmer
Blumenthal	Endres	Kerrigan	Pealer	Stein
Brady	Fish	Martin	Rice	Sullivan
Bush, G. H.	Gibbs	McBride	Riley	Sulzer
Byrne	Greene	McTernan	Sage	Van Vranken
Byrnes	Gretsinger	Monaghan	Sawmiller	Webster
Connelly	Guerther	Mullaney	Schaaff	Wissig
Cooney	Haffner	O'Connor, J. J.	Sheehan	

Mr. Acker, from the committee on the judiciary, to which was referred the charges against Henry W. Bookstaver, in the case of *Flack v. Flack*, presented a report in writing, signed by Messrs. Greene, Coons, Towne, Whipple, Huson and Henderson.

Messrs. Acker, I. S. Johnson, Deyo, Stranahan and Peck, from the same committee, presented a minority report.

Mr. Greene moved that said reports be laid upon the table and ordered printed, and be made a special order for Wednesday evening, April 30th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

(See *Assem. Doc. No. 86.*)

The Senate returned the bill entitled "An act to provide for the assessment and collection of taxes on separate estates in the same land" (No. 628), with a message that they have concurred in the passage of the same with the following amendments:

Strike out all after the enacting clause, and insert the following:

"SECTION 1. Subdivision 2 of section 9 of article 2 of title 2 of chapter 13 of part 1 of the Revised Statutes, is hereby amended so as to read as follows:

"2. In the second column the quantity of land to be taxed to each person, and in case there are separate estates in the same land owned by different persons which is liable to separate taxation against the owner of such estate, a particular description of such separate estate opposite the name of the owner thereof.

"§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Haffner	Larmon	Pierson
Adams	Courtney	Harwood	Le Roy	Rhodes
Ballantine	Crawford	Henderson	Lewis, B. B.	Rice
Barton	Curtis	Hitt	Lewis, R. J.	Saunders
Bennett	Decker	Johnson, A.	L'Hommedieu	Sheffer
Blumenthal	Dempsey	Johnson, H. C.	Martin	Sohmer
Boyce	Deyo	Johnson, I. S.	McBride	Stein
Bradford	Dickinson	Johnson, R. S.	McKnight	Stewart
Brady	Dinkelspiel	Kelly	Menninger	Stranahan
Bridges	Duffy	Kerrigan	Miller	Sulzer
Burns, J. I.	Endres	Kill	Monaghan	Thompson
Bush, G. H.	Everett	Kimball	Nixon	Tompkins
Byrne	Fitts	King	O'Connor, J. K.	Towne
Byrnes	Gardenier	Kurth	O'Hare	Townsend
Clarke	Gibbs	Lane, H. J.	Page	Weed
Connelly	Greene	Lane, O. F.	Pearsall	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Whipple, from the committee on general laws, reported a bill entitled "An act in relation to transportation corporations, excepting railroads, constituting chapter 40 of the general laws" (No. 1167), which was read the first time and placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 614, entitled "An act to amend section 3256 of the Code of Civil Procedure," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 613, entitled "An act to amend section 1561 of the Code of Civil Procedure," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. McTernan, Int. No. 939, entitled "An act to amend section 2348 of the Code of Civil Procedure," reported the

same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Connelly, Int. No. 1047, entitled "An act to amend section 93 of the Code of Civil Procedure, relating to court attendants and justices' clerks," reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Stein, Int. No. 252, entitled "An act to amend section 554 of chapter 360 of the Laws of 1882, entitled 'An act to amend certain sections of the Code of Criminal Procedure,'" reported the same for the consideration of the House, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. R. J. Lewis, Int. No. 851, entitled "An act to repeal section 1023 of the Code of Civil Procedure, requiring court or referee to determine particular questions," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Martin, Int. No. 722, entitled "An act to amend section 290 of the Penal Code, relating to the sale of intoxicants to minors," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Cornell, Int. No. 621, entitled "An act to amend section 681 of the Code of Criminal Procedure, relating to the indictments against corporations," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Van Vranken, Int. No. 249, entitled "An act to amend section 2618 of the Code of Civil Procedure, relating to proof of wills in surrogate's court without the examination of witnesses in certain cases," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Andrus, Int. No. 77, entitled "An act to amend subdivision 4 of section 1030 of the Code of Civil Procedure," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Connelly, Int. No. 69, entitled "An act to amend section 291 of chapter 626 of the Laws of 1881, entitled 'An act to establish a Penal Code,' and chapter 46 of the Laws of 1884, amendatory thereof, entitled 'An act to amend the Penal Code,'" reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Acker, Int. No. 168, entitled "An act to amend sections 749, 755, 768 of the Code of Criminal Procedure, relative to the review of commitments of children on appeal," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. W. C. Stevens, Int. No. 255, entitled "An act to amend section 1341 of the Code of Civil Procedure, relating to appeals," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Curtis, Int. No. 351, entitled "An act to amend sections 221, 533, and 534 of the Penal Code, relative to the punishment of offenses," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Shields, Int. No. 457, entitled "An act to amend section 597 of the Code of Civil Procedure," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Gardenier, Int. No. 673, entitled "An act to amend section 757 of the Code of Civil Procedure, relating to continuing special proceeding upon the death of a sole party," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Coons, Int. No. 698, entitled "An act to amend section 3076 of the Code of Civil Procedure," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Decker, Int. No. 842, entitled "An act to amend section 290 of the Penal Code, relating to children," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Shields, Int. No. 1041, entitled "An act to amend section 344 of the Penal Code, in reference to common gamblers," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Gardenier, from the committee on codes, to which was referred the bill introduced by Mr. Curtis, Int. No. 839, entitled "An act to amend title 10 of part 6 of the Code of Criminal Procedure, in relation to criminal statistics," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Riley, Int. No. 1118, entitled "An act to fix the salaries of all chief engineers and assistant chief engineers of all fire departments who have served for a continuous period of twenty years in said positions in all cities of this State having a population at the last census of over 500,000," reported in favor of the passage of the same, with the following amendments (Mr. Andrus dissenting):

Section 1, line 5, strike out the word "ten" and insert the word "seven," and after the word "thousand" insert the words "five hundred."

Same section, line 9, strike out the word "eight" and insert the word "six."

Same section, at the end add the following: "Officers and members of fire departments having served a period of twenty years (con-

tinuously) in cities with a population of over 500,000 inhabitants, shall be pensioned. Such pension not to exceed one-half of salary received at time of discharge."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill ordered printed as amended, and placed on the order of second reading.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 367, entitled "An act to amend sections 1 and 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. King, from the committee on excise, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 342, entitled "An act to prohibit the granting of licenses for the sale of intoxicating liquors near houses for the detention and care of inebriates," reported in favor of the the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Cornell, Int. No. 719, entitled "An act to amend chapter 170 of the Laws of 1862, entitled 'An act relating to the superintendent of the poor and temporary relief in Richmond county,'" reported in favor of the passage of the same with the following amendments:

Strike out all after the enacting clause, and insert the following:

SECTION 1. There shall hereafter be five overseers of the poor in the county of Richmond, one of whom shall reside in said county and shall be the overseer for said town. The overseer for the town of Northfield shall be elected at the next annual town meeting held in said town, and his term of office shall begin forthwith, and continue until the 1st day of January, 1894. The term of office of the present superintendent of the poor residing in said town shall continue until the election and qualification of said overseer. The overseer for each of the other towns shall be elected at the annual town meeting held in said town, and next previous to the expiration of the term of office of the present superintendent of the poor residing in said town. Save as hereinbefore provided, the term of office of the overseer first elected in said town pursuant to this act shall begin at the expiration of the term of office of the present superintendent of the poor residing in said town, and shall continue for three years. Thereafter from time to time at the town meeting next previous to the expiration of the term of office of such overseer, a successor shall be elected for a like term of three years; the overseers shall at all times be elected in the same manner as town officers are elected, at the annual town meetings held in the several towns as above provided.

§ 2. In case of a vacancy in the office of overseer for any town, the town board of said town shall elect an overseer who shall hold office

until ten days subsequent to the next town meeting in said town. At such town meeting an overseer shall be elected whose term of office shall begin ten days thereafter and continue for the portion of the term as fixed hereby, still remaining unexpired.

§ 3. Upon the expiration of the term of office of the present superintendents of the poor of Richmond county, the offices held by them are hereby abolished. All the powers, duties and liabilities conferred or imposed upon the overseer of each town, and by section 2 of this act, passed April 10, 1862, and entitled "An act relating to superintendents of the poor and temporary relief in Richmond county" vested in and conferred upon the superintendent of the poor residing in said town, shall thereafter be revested in and conferred upon the overseer of said town; all suits or proceedings authorized to be instituted or prosecuted by such overseer shall thereafter be instituted or prosecuted by him in his name of office, and the powers and duties of the overseer and of the justices of the peace in each town of said county in relation to temporary relief and support of the poor shall thereafter be vested in and conferred upon the overseer of the poor of said town, provided, nevertheless, that said overseer shall not grant or give to any family in any one year temporary relief to any greater extent than the sum of twenty dollars, nor shall he give such relief to any person not having a family, to any greater extent than ten dollars in any one year, and such relief so granted in any town shall not exceed seven cents per capita of the population of such town as shown by the last preceding census.

§ 4. Each of the said overseers of the poor shall keep a book in which he shall enter the name, residence, age, sex and native country of every person to whom temporary relief shall be granted by him, and the date thereof, and the amount expended for each and every such person, and stating the causes, direct or indirect, which shall have operated to render such person a pauper. Each of said overseers shall furnish the board of supervisors of said county, within the first ten days of each month, with a transcript of the entries in such book for the next preceding month, verified by his oath.

§ 5. The board of supervisors of the county shall forthwith elect an officer to be known as the county superintendent of the poor. The said county superintendent of the poor shall, by virtue of his office, be keeper of the county poor-house. All the powers and duties of the superintendents of the poor in Richmond county, save those specified in section 3 thereof, are hereby vested in and conferred upon the said county superintendent, and after the election of such officer, shall be exercised and performed by him exclusively. The said county superintendent shall hold his office during the pleasure of the board of supervisors. Said board shall fix the compensation of said superintendent, and shall elect successors in said office from time to time as may be necessary. The county superintendent shall give such security as the board may require for the faithful performance of his duties.

§ 6. The county superintendent of the poor shall have no power to expend any money, or to incur any obligations in behalf of or binding upon the county, unless the same shall be authorized by resolution of the board of supervisors. He shall furnish to the said board, within

the first ten days of each month, a statement verified by his oath of all moneys expended by him during the next preceding month.

§ 7. All work to be done and all supplies to be furnished in connection with the county poorhouses, involving an expenditure of more than \$100, shall be by contract founded on written bids or proposals made in compliance with public notice for the period of ten days. Such notice shall be posted in at least six public and conspicuous places in the county, and shall be published in two newspapers in the county. All such contracts, when given, shall be given to the lowest bidder, if the board of supervisors shall decide to award the contract at all, after such bids are received. The person or persons being the lowest bidder, shall be required by the board of supervisors to give adequate security for the faithful performance of such contract. All such bids or proposals shall be opened by the chairman, in the presence of the board and of any person desiring to be present thereat, and at such time and place as may be specified in such notice.

§ 8. The said board of supervisors shall, in addition to the statements now required from them by law, annually publish a statement of all moneys raised during the year for the support of the poor of said county, the amount expended in the several towns for temporary relief, the amount allowed the superintendent for compensation, disbursements and expenses, and the amount allowed each overseer for fees and services.

§ 9. All acts inconsistent with this act are hereby repealed.

§ 10. This act shall take effect immediately.

Amend the title so as to read as follows;

"An act relating to superintendents and overseers of the poor in Richmond county."

S. F. NIXON,

Chairman.

Which report was agreed to, and said bill ordered printed, as amended, and restored to its place on the order of second reading.

The Senate returned the concurrent resolutions recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same.

"An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State of New York, under and pursuant to chapter 604 of the Laws of 1886." (No. 866.)

"An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn,'" (No. 1129.)

"An act to determine the salaries and compensation of members of the police force of the police department of Richmond county." (No. 824.)

Ordered, That the Clerk deliver said resolutions to the Governor.

On motion of Mr. Fish, the House adjourned till Monday evening next at 8.30 o'clock.

MONDAY, APRIL 28, 1890.

The House met pursuant to adjournment.

Prayer by Rev. H. C. Farrar.

On motion of Mr. N. Stevens, the journal of Friday, April 25, was approved without being read.

Mr. Hitt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1133, entitled "An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Leave of absence was granted to Mr. Pierson for the evening.

The privileges of the floor were extended to Hons. J. C. Lattimer, E. D. Bennedict, E. P. Doyle and S. N. Samson.

Mr. Speaker announced the special order No. 1, being Assembly bill No. 294, entitled "An act to prevent discrimination on account of sex at municipal and certain other elections."

On motion of Mr. Hitt, and by unanimous consent, special order No. 2 was considered first, being Senate bill No. 567, entitled "An act making an appropriation for continuing work upon the capitol, and appointing commissioners to supervise the plans thereof and the work thereon." (Rec. No. 317.)

Said bill was then read the second time.

On motion of Mr. Hitt, said bill was placed on the order of third reading.

Mr. Hitt asked unanimous consent that said bill do now have its third reading.

By direction of the Speaker, the Clerk called the roll.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Greene	L'Hommiedieu	Schaaff
Andrus	Coons	Gretsinger	Martin	Sheehan
Ballantine	Cornell	Guibord	Mase	Shields
Barton	Currier	Guenther	McBride	Sohmer
Blanchfield	Curtis	Haffner	McTernan	Thompson
Blumenthal	Decker	Hitt	Monaghan	Townsend
Boyce	Deyo	Johnson, H.C.	Mullaney	Treadway
Burns, J. I.	Dinkelspiel	Johnson, I. S.	Nolan	Webster
Bush, R. P.	Duffy	Kerrigan	O'Connor, J.J.	Van Vranken
Byrne	Endres	Kelly	O'Connor, J.K.	White
Byrnes	Everett	Kurth	Page	Willis

Christie	Fish	Larmon	Rhodes	Wissig
Clarke	Gardenier	Le Roy	Sawmiller	Speaker
Connelly	Gibbs			

Unanimous consent having been granted, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 69}
{NOES 20}

Those who voted in the affirmative, were

Acker	Coons	Guibord	McTernan	Sawmiller
Barton	Cornell	Haffner	Menninger	Schaaff
Blanchfield	Courtney	Hitt	Mullaney	Sheehan
Blumenthal	Curtis	Hoag	Nolan	Shields
Boyce	Decker	Johnson, H.C.	O'Connor, J.J.	Sohmer
Brady	de Peyster	Johnson, I. S.	O'Connor, J.K.	Sulzer
Burns, J. I.	Dinkelspiel	Kelly	O'Hare	Townsend
Bush, R. P.	Duffy	Kerrigan	Page	Treadway
Byrne	Endres	Kill	Pearsall	Van Vranken
Byrnes	Everett	Larmon	Rhodes	Webster
Christie	Fish	Le Roy	Rice	Weed
Clarke	Gardenier	Martin	Riley	White
Connelly	Gibbs	Mase	Sage	Wissig
Cooney	Greene	McBride	Saunders	

Those who voted in the negative, were

Abbey	Currier	Johnson, A.	Nixon	Stevens, W. C.
Andrus	Davis	Johnson, R.S.	Pealer	Stranahan
Ballantine	Groat	Miller	Stein	Towne
Bennett	Huson	Mitchell	Stevens, N.	Whipple

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Haffner offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 131, entitled "An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York not provided for in public or private institutions,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. W. H. Stevens offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1031, entitled "An act to amend chapter 589 of the Laws of 1863, entitled 'An act to incorporate the Chateaugay Water-works Company,' and to legalize and confirm all the proceedings and official acts of said water-works company and its officers, in diverting water and laying pipes,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

A message from the Governor (left with the Clerk April 26th) was announced and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 26, 1890. }

To the Assembly :

Assembly bill No. 722, entitled "An act to amend and revise chapter 55 of the Laws of 1881, entitled 'An act in relation to the public schools in the city of Hudson, and to create a board of education for said city,'" is herewith returned without approval.

The clause in the bill which reads as follows: "And all their [members of board of education] official acts and proceedings taken or had by them heretofore shall be held and adjudged in all respects valid and binding upon all the parties thereto," is regarded as objectionable.

A general legalization of all the acts and proceedings of an official body is highly improper. The particular acts or omissions sought to be confirmed should be specified, in order that the bill upon its face may show the extent and nature of the legalization. It is usual to legalize technical errors, but intentional departures from statutes and gross misconduct should not be approved. It is impossible to determine from this bill what acts are desired to be sanctioned, as the bill carefully conceals them.

But there is another more serious objection to this measure. An amendment was inserted in the bill in the Senate which virtually destroys one of the objects of the bill, which was to give to the common council, as well as the board of education, additional moneys deemed absolutely necessary for the proper conduct of the city government. The amendment does not affect the allowance to the board of education, but does restrict the amount intended to be placed at the disposal of the common council, and its effect will be, not to aid, but to embarrass, the city government. No good reason has been suggested why the amendment should have been interpolated in the Senate. It is not in the interest of economy, as it seems to have been conceded that the bill in its original shape was imperatively demanded by the best interests of the city, and it is difficult to resist the conclusion that its object was what its effect would be, to wit: to cripple the present officers of the city government in their efforts to properly administer the city affairs.

The original bill was agreed to by all parties, and was believed to be entirely satisfactory. The amendment was not asked for by the local authorities, and it was inserted without their knowledge or con-

sent. They are opposed to the bill in its present shape, and their views, in my judgment, should be permitted to prevail.

DAVID B. HILL.

On motion of Mr. Gardenier, said bill and the accompanying message were laid upon the table.

Also, the following (left with the Clerk April 26):

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 26, 1890. }

To the Assembly:

Assembly bill No. 541, entitled "An act to authorize the board of education of school district No. 5, in the town of Oyster Bay, in Queens county, to purchase grounds, and erect a new school-house in the said district, and borrow money for the said purpose," is herewith returned without approval.

The purpose of the bill seems entirely meritorious, but it belongs to a class of legislation which is usually deemed objectionable. The district referred to is operated under a special law, being chapter 573 of the Laws of 1857. But for this special act, the district would have authority under the general statutes to do precisely what it is authorized to do by this bill. It is possible that a bill similar to the provisions of this one has been permitted to become a law during this session, but the frequency of these acts renders it necessary that they should not hereafter be sanctioned. The Superintendent of Public Instruction has drafted a bill emending the general statutes so as to provide for cases like this, which authorizes districts situated as this one is to accomplish what this bill now seeks to do, notwithstanding the special statute under which it is operating. This general measure seems likely to reach the Executive Chamber, and, if it should become a law, would render this bill wholly unnecessary. In any event, it ought not to receive Executive approval, as it would furnish a precedent for future legislation of the same kind.

DAVID B. HILL.

On motion of Mr. Townsend, said bill and the accompanying message were laid upon the table.

Also, the following (left with the Clerk April 26):

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 26, 1890. }

To the Assembly:

Assembly bill No. 980, entitled "An act to confer on the board of supervisors of Erie county authority to protect ducks and fish in all the waters within the territorial jurisdiction of said county, except Niagara river," is herewith returned without approval.

This bill is disapproved for substantially the same reasons that I have given in my message vetoing Assembly bill No. 556, entitled "An act to further amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game, as amended by chapter 619 of the Laws of 1887,'" transmitted to the Assembly April 22, 1890, to which the attention of the Legislature is again respectfully directed.

DAVID B. HILL.

On motion of Mr. Currier, said bill and accompanying message was laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 28, 1890. }

To the Assembly:

The Constitution requires that the Governor shall annually communicate to the Legislature each case of reprieve, commutation or pardon granted; stating the name of the convict, the crime of which he was convicted, the sentence and its date, and the date of the commutation, pardon or reprieve.

I herewith submit the following thus required for the year 1889, and further state that the number of acts of clemency granted is as follows: Pardons, 4; commutations, 37; reprieves, 2.

DAVID B. HILL.

Said communication and report were laid upon the table and ordered printed.

(See Doc. No. 92.)

Mr. Speaker announced the special order No. 1, being the bill (No. 294) entitled "An act to prevent discrimination on account of sex at municipal and certain other elections."

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{AYES 47}
{NOES 62}

Those who voted in the affirmative, were

Adams	Gretsinger	Le Roy	Rhodes	Stranahan
Andrus	Harwood	Lewis, B. B.	Rice	Tompkins
Barton	Hitt	Mase	Riley	Towne
Boyce	Johnson, H. C.	Menninger	Sage	Townsend
Burns, J. I.	Johnson, R. S.	Miller	Saunders	Treadway
Christie	Jones	Mitchell	Sawmiller	Whipple
Davis	Kimball	Mullaney	Stevens, N.	White
Decker	Kurth	Nixon	Stevens, W. C.	Willis
Fitts	Lane, H. J.	O'Connor, J. K.	Stewart	Speaker
Gibbs	Larmon			

Those who voted in the negative, were

Abbey	Courtney	Guenther	L'Hommedieu	Peck
Acker	Curtis	Guibord	Martin	Schaaff
Ballantine	Dempsey	Haffner	McBride	Selleck
Bennett	de Peyster	Hoag	McTernan	Sheehan
Blanchfield	Deyo	Johnson, A.	Monaghan	Sheffer
Blumenthal	Dickinson	Johnson, I. S.	Mott	Shields
Brady	Dinkelspiel	Kelly	Nolan	Sohmer
Bridges	Duffy	Kerrigan	O'Connor, J. J.	Stein

Bush, R. P.	Endres	Kill	O'Hare	Van Vranken
Byrne	Everett	King	Page	Webster
Byrnes	Fish	Lane, O. F.	Pealer	Weed
Cooney	Gardenier	Lewis, R. J.	Pearsall	Wissig
Cornell	Greene			

Mr. Andrus moved to reconsider the vote by which said bill was lost and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The special order No. 3, being the bill (No. 1522) entitled "An act to legalize special meetings of the board of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof," was read the second time.

On motion of Mr. Guenther, said bill was placed on the order of third reading, and referred to the committee on revision.

The special order No. 4, being the bill (No. 1177) entitled "An act to amend chapter 513 of the Laws of 1867, entitled 'An act to amend the charter of the village of Avon,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Gretsinger	Menninger	Selleck
Acker	Courtney	Groat	Mitchell	Sheehan
Adams	Clarke	Guenther	Monaghan	Sheffer
Andrus	Cooney	Guibord	Mott	Shields
Ballantine	Coons	Johnson, H. C.	Mullaney	Sohmer
Barton	Cornell	Johnson, I. S.	Nixon	Stein
Bennett	Curtis	Johnson, R. S.	O'Connor, J. K.	Stranahan
Blanchfield	Davis	Jones	Page	Sulzer
Blumenthal	Dempsey	Kimball	Pealer	Townsend
Boye	Deyo	King	Pearsall	Treadway
Bradford	Dinkelspiel	Lane, H. J.	Peck	Van Vranken
Brady	Duffy	Lane, O. F.	Rice	Webster
Bridges	Everett	Larmon	Riley	Weed
Burns, J. I.	Fitts	Le Roy	Sage	Whipple
Bush, R. P.	Gibbs	Lewis, B. B.	Saunders	White
Byrne	Greene	Lewis, R. J.	Schaaff	

Ordered, That the Clerk deliver said bill to Senate, and request their concurrence therein.

Mr. Dempsey (for Mr. Thompson) offered for the consideration of of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 622, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas N. Leet for damages done to his farm in the town of Caneadea, Allegany county, caused by the State in changing the channel of the Genesee river, in the towns of Hume and Caneadea, while constructing the Genesee Valley canal," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate.

Mr. Speaker announced the order of the day to be unfinished business, third reading of bills.

The bill (No. 1070) entitled "An act to legalize the employment of Lieutenant Gustavus C. Hanus in the work of determining the boundary line in lands under water between the States of New York and New Jersey, and to authorize the Board of Claims to hear, audit and determine his claim against the State for services under such employment, and to make an award for such services," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Guenther	Menninger	Sheffer
Acker	Christie	Guibord	Miller	Stevens, N.
Adams	Connelly	Haffner	Mitchell	Stevens, W. C.
Andrus	Cooney	Hitt	Monaghan	Stranahan
Ballantine	Cornell	Huson	Mott	Sulzer
Barton	Courtney	Johnson, H. C.	Mullaney	Tompkins
Bennett	Currier	Johnson, I. S.	O'Connor, J. K.	Towne
Blanchfield	Curtis	Johnson, R. S.	Pealer	Townsend
Blumenthal	Davis	Jones	Pearsall	Van Vranken
Boyce	Decker	Kimball	Rice	Webster
Bradford	Dempsey	King	Riley	Weed
Brady	Dinkelspiel	Lane, H. J.	Sage	Whipple
Bridges	Everett	Lane, O. F.	Saunders	White
Burns, J. I.	Fitts	Lewis, R. J.	Sawmiller	Willis
Bush, R. P.	Gardenier	L'Homedieu	Schaaff	Wissig
Byrne	Gretsinger	Martin	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1216) entitled "An act to amend chapter 210 of the Laws of 1878, entitled 'An act to provide for the formation of societies for the formation of societies for the prevention of horse stealing,' and the several acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 10 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	Lewis, B. B.	Saunders
Acker	Cornell	Gretsinger	Lewis, R. J.	Selleck
Adams	Currier	Guibord	McTernan	Sheffer
Andrus	Curtis	Harwood	Miller	Stein
Ballantine	Davis	Hoag	Mitchell	Stevens, N.
Barton	Decker	Huson	Monaghan	Stewart
Bennett	Dempsey	Johnson, H.C.	Mott	Stranahan
Bradford	Deyo	Johnson, I. S.	Mullaney	Sullivan
Bridges	Dickinson	Johnson, R.S.	O'Hare	Thompson
Burns, J. I.	Dinkelspiel	Jones	Peal	Townsend
Bush, G. H.	Fish	Kill	Pearsall	Whipple
Christie	Fitts	Kimball	Peck	Willis
Clarke	Gardenier	Lane, H. J.	Rice	Wissig
Connelly	Gibbs	Lane, O. F.	Sage	

Those who voted in the negative, were

Blanchfield	Brady	Kelly	O'Connor, J.J.	Shields
Blumenthal	Coons	O'Connor, J.K.	Schaaff	Webster

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1217) entitled "An act to amend chapter 438 of the Laws of 1862, entitled 'An act to provide for the formation of societies for the prevention of horse stealing,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 10 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Lewis, R. J.	Saunders
Adams	Currier	Harwood	L'Hommedieu	Schaaff
Andrus	Davis	Henderson	Martin	Selleck
Ballantine	Dempsey	Hitt	McBride	Sheehan
Bennett	Deyo	Hoag	McTernan	Sheffer
Boyce	Dickinson	Johnson, A.	Menninger	Stein
Bradford	Dinkelspiel	Johnson, H.C.	Miller	Stevens, N.
Bridges	Fish	Johnson, I. S.	Mullaney	Stewart
Burns, J. I.	Fitts	Johnson, R.S.	O'Connor, J.J.	Tompkins
Bush, G. H.	Gardenier	Jones	O'Hare	Townsend

Clarke	Greene	Kill	Page	Treadway
Cooney	Gretsinger	Lane, H. J.	Pealer	Whipple
Coons	Groat	Lane, O. F.	Pearsall	Wissig
Cornell	Guenther	Lewis, B. B.		

Those who voted in the negative, were

Blanchfield	Connelly	Haffner	O'Connor, J. K.	Van Vranken
Byrne	Endres	Kelly	Shields	Webster

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1218) entitled "An act to dissolve the corporation known as the Geneseo academy, created by chapter 64 of the Laws of 1827, as amended by chapter 122 of the Laws of 1833, and further amended by chapter 309 of the Laws of 1846," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gibbs	Kurth	Sheffer
Acker	Coons	Greene	Lane, O. F.	Stein
Adams	Cornell	Gretsinger	Lewis, B. B.	Stevens, W. C.
Andrus	Courtney	Groat	Lewis, R. J.	Stewart
Ballantine	Currier	Guenther	McTernan	Sullivan
Barton	Davis	Guibord	Menninger	Sulzer
Bennett	Decker	Haffner	Miller	Tompkins
Blanchfield	Dempsey	Harwood	Monaghan	Townsend
Blumenthal	Deyo	Henderson	Mott	Treadway
Boyce	Dinkelspiel	Huson	Mullaney	Van Vranken
Brady	Duffy	Johnson, A.	O'Connor, J. J.	Webster
Bridges	Endres	Johnson, H. C.	O'Connor, J. K.	Weed
Burns, J. I.	Everett	Johnson, I. S.	O'Hare	Whipple
Bush, G. H.	Fish	Johnson, R. S.	Rhodes	White
Byrne	Fitts	Kill	Sage	Wissig
Clarke	Gardenier	King	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 133, entitled "An act to continue free instruction in natural history and kindred subjects to certain institutions, and making an appropriation therefor," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill No. 511, entitled "An act to promote the professional training of teachers," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. Blumenthal moved to suspend Rules 3, 29 and 49, for the purpose of reading the third time out of its order Senate bill No. 489, entitled "An act to provide for the rapid transit railways in cities of over 100,000 inhabitants" (reprinted as Assembly bill No. 1498, and amended on second reading to apply to cities of 1,000,000 inhabitants and over).

Mr. Speaker put the question whether the House would agree to suspend the rules, and it was determined in the affirmative.

{ AYES 74 }
{ NOES 38 }

Those who voted in the affirmative, were

Abbey	Currier	Henderson	McTernan	Schaaff
Blanchfield	Curtis	Hitt	Menninger	Sheehan
Blumenthal	Davis	Hoag	Monaghan	Sheffer
Boyce	Dempsey	Huson	Mullaney	Shields
Brady	de Peyster	Johnson, R.S.	Nixon	Sohmer
Bush, G. H.	Dinkelspiel	Kelly	Nolan	Stein
Bush, R. P.	Duffy	Kerrigan	O'Connor, J.J.	Stewart
Byrne	Endres	Kill	O'Connor, J.K.	Sullivan
Byrnes	Everett	King	O'Hare	Sulzer
Clarke	Fish	Lane, O. F.	Pealer	Townsend
Connelly	Gibbs	Lewis, R. J.	Rhodes	Treadway
Cooney	Greene	L'Hommedieu	Rice	Van Vranken
Coons	Guenther	Martin	Riley	Webster
Cornell	Haffner	Mase	Sage	Wissig
Courtney	Harwood	McBride	Sawmiller	

Those who voted in the negative, were

Adams	Christie	Johnson, A.	Lewis, B. B.	Stevens, N.
Andrus	Decker	Johnson, H.C.	Mitchell	Stevens, W. C.
Ballantine	Deyo	Johnson, I. S.	Mott	Stranahan
Barton	Fitts	Jones	Page	Tompkins
Bennett	Gardenier	Kimball	Pearsall	Weed
Bradford	Gretsinger	Kurth	Peck	Whipple
Bridges	Groat	Lane, H. J.	Saunders	White
Burns, J. I.	Guibord	Le Roy		

Said bill having been announced for a third reading,

Mr. Andrus moved to recommit said bill to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 39 }
{ NOES 68 }

Those who voted in the affirmative, were

Acker	Christie	Groat	Lane, H. J.	Selleck
Adams	Decker	Guibord	Larmon	Stevens, N.
Andrus	Deyo	Johnson, A.	Le Roy	Stevens, W. C.
Ballantine	Dickinson	Johnson, H. C.	Lewis, B. B.	Stranahan
Barton	Everett	Johnson, I. S.	Mott	Tompkins
Bennett	Fitts	Jones	Page	Weed
Bradford	Gardenier	Kimball	Pearsall	Willis
Bridges	Gretsinger	Kurth	Saunders	

Those who voted in the negative, were

Abbey	Curtis	Kelly	Nixon	Sheffer
Blanchfield	Davis	Kerrigan	Nolan	Shields
Blumenthal	Dempsey	Kill	O'Connor, J. J.	Sohmer
Boyce	Duffy	King	O'Connor, J. K.	Stein
Bush, G. H.	Endres	Lane, O. F.	O'Hare	Stewart
Bush, R. P.	Fish	Lewis, R. J.	Pealer	Sullivan
Byrne	Gibbs	L'Hommedieu	Rhodes	Sulzer
Byrnes	Guenther	Martin	Rice	Townsend
Clarke	Haffner	Mase	Riley	Treadway
Connelly	Harwood	McBride	Sage	Van Vranken
Cooney	Henderson	McTernan	Sawmiller	Webster
Cornell	Hoag	Menninger	Schaaff	Whipple
Courtney	Huson	Monaghan	Sheehan	Wissig
Currier	Johnson, R. S.	Mullaney		

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 34 }

Those who voted in the affirmative, were

Abbey	Currier	Hoag	Menninger	Selleck
Acker	Curtis	Huson	Monaghan	Sheehan
Blanchfield	Davis	Johnson, I. S.	Mullaney	Sheffer
Blumenthal	Dempsey	Johnson, R. S.	Nixon	Shields
Boyce	Dinkelspiel	Kelly	Nolan	Sohmer

Brady	Duffy	Kerrigan	O'Connor, J. J.	Stein
Bush, R. P.	Endres	Kill	O'Connor, J. K.	Stewart
Bush, G. H.	Everett	King	O'Hare	Sullivan
Byrne	Fish	Lane, O. F.	Pealer	Sulzer
Byrnes	Gibbs	Larmon	Rhodes	Towne
Clarke	Greene	Lewis, R. J.	Rice	Townsend
Connelly	Guenther	L'Hommedieu	Riley	Treadway
Cooney	Haffner	Martin	Sage	Van Vranken
Coons	Harwood	Mase	Sawmiller	Webster
Cornell	Henderson	McBride	Schaaff	Wissig
Courtney	Hitt	McTernan		

Those who voted in the negative, were

Adams	Christie	Groat	Lane, H. J.	Saunders
Ballantine	Decker	Guibord	Le Roy	Nelson, N.
Barton	de Peyster	Johnson, A.	Lewis, B. B.	Stevens, W. C.
Bennett	Deyo	Johnson, H. C.	Mitchell	Stranahan
Bradford	Dickinson	Jones	Mott	Weed
Bridges	Fitts	Kimball	Page	Whipple
Burns, J. I.	Gardenier	Kurth	Pearsall	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 917) entitled "An act to enable the tribes of the Improved Order of Red Men to take, hold, mortgage and convey real and personal property," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Huson	McBride	Sheffer
Acker	Coons	Johnson, H. C.	McTernan	Shields
Adams	Cornell	Johnson, I. S.	Menninger	Sohmer
Andrus	Currier	Johnson, R. S.	Miller	Stein
Ballantine	Davis	Jones	Mitchell	Stevens, N.
Barton	Decker	Kelly	Mullaney	Stewart
Bennett	Dempsey	Kimball	O'Connor, J. J.	Sulzer
Blanchfield	Deyo	King	O'Connor, J. K.	Tompkins
Blumenthal	Duffy	Kurth	Pealer	Towne
Boyce	Everett	Lane, H. J.	Pearsall	Townsend
Bradford	Fish	Lane, O. F.	Peck	Van Vranken
Bridges	Gardenier	Larmon	Rice	Webster
Bush, G. H.	Greene	Lewis, B. B.	Saunders	Whipple
Byrne	Gretsinger	L'Hommedieu	Sawmiller	White
Byrnes	Guenther	Martin	Schaaff	Willis
Clarke	Haffner	Mase	Selleck	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 995) entitled "An act relative to lands in the city of Brooklyn devised by Bartholomew Temegnio, late of said city, deceased, authorizing the mortgaging thereof, and the disposition of the proceeds for the improvement of said premises," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Mase	Selleck
Acker	Cornell	Huson	McBridge	Sheehan
Ballantine	Courtney	Johnson, A.	Menninger	Sheffer
Bennett	Curtis	Johnson, H.C.	Miller	Sohmer
Blanchfield	Davis	Johnson, R.S.	Mitchell	Shields
Blumenthal	Dempsey	Jones	Mullaney	Stein
Boyce	de Peyster	Kelly	Nixon	Stevens, N.
Bradford	Deyo	Kill	Nolan	Stewart
Brady	Dinkelspiel	Kimball	O'Connor, J.J.	Sullivan
Bridges	Duffy	King	O'Connor, J.K.	Sulzer
Burns, J. I.	Fitts	Kurth	O'Hare	Tompkins
Bush, G. H.	Gardenier	Lane, H. J.	Pealer	Townsend
Bush, R. P.	Greene	Lane, O. F.	Peck	Webster
Byrne	Groat	Lewis, B. B.	Rhodes	Weed
Byrnes	Guibord	Lewis, R. J.	Riley	Whipple
Clarke	Haffner	L'Hommedieu	Sage	Willis
Cooney	Harwood	Martin	Schaaff	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended:

"An act to amend chapter 292 of the Laws of 1888, entitled 'An act to authorize the purchase of lands for the erection of State armories and the taking of the said lands for said armories where agreement can not be made with the owner or owners of said lands by the exercise of the right of eminent domain, and making the cost thereof county charges.'" (No. 685.)

"An act to amend chapter 372 of the Laws of 1887, entitled 'An act requiring official bonds, and the bonds or undertakings of officers or trustees appointed by the court to be recorded in certain cases.'" (No. 695.)

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto.'" (No. 374.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to authorize the authorities of the city of Brooklyn to

open, extend and improve Manhattan avenue, and to close a portion of the same, and to open and improve a portion of Ewen street in the city of Brooklyn." (No. 87.)

"An act to make the office of county clerk of Steuben county a salaried office, and regulating the management of said office." (No. 988.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to fix the salary of the surrogate, and the clerk of the surrogate's court of the county of Erie, and to regulate their fees" (No. 169), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolutions recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 36 of the Laws of 1873, entitled 'An act to provide for a supply of water in the city of Yonkers.'" (No. 1014.)

"An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled An act to provide for the government of the city of Albany.'" (No. 1133.)

"An act to amend chapter 192 of the Laws of 1885, entitled 'An act to amend chapter 291 of the Laws of 1870,' entitled An act for the incorporation of villages.'" (No. 616.)

"An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions.'" (No. 131.)

"An act to amend chapter 589 of the Laws of 1868, entitled 'An act to incorporate the Chateaugay Water-works Company,' and to legalize and confirm all the proceedings and official acts of said water-works company and its officers in diverting water and laying pipes." (No. 1031.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas R. Leet, for damages done to his farm in the town of Caneadea, Allegany county, caused by the State in changing the channel of the Genesee river in the towns of Hume and Caneadea, while constructing the Genesee Valley canal." (No. 622.)

"An act to promote the professional training of teachers." (No. 511.)

Ordered, That the Clerk deliver said resolutions to the Governor.
Mr. Andrus moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House adjourned.

TUESDAY, APRIL 29, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. Dinkelspiel, the journal of yesterday was approved, without being read.

The Senate sent for concurrence the following entitled bills:

"An act to reappropriate certain unexpended balances of appropriations heretofore made for the opening of the channel or canal between the waters of Shinnecock bay and Peconic bay, in the county of Suffolk" (Rec. No. 379), which was read the first time.

On motion of Mr. Pierson, and by unanimous consent, said bill was substituted for Assembly bill No. 1055, now on the order of second reading.

"An act to incorporate the River Bridge Company" (Rec. No. 380), which was read the first time.

On motion of Mr. Guenther, said bill was substituted for Assembly bill No. 1436, now on the order of second reading.

"An act to confirm and validate certain acts of the local authorities of the city of New York" (Rec. No. 381), which was read the first time.

Mr. Blumenthal asked unanimous consent that said bill be placed on the order of third reading and committed to the committee on railroads, retaining its place.

By direction of the Speaker, the Clerk called the roll.

{AYES 66}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Greene	Lane, O. F.	Schaaff
Acker	Connelly	Gretsinger	L'Hommedieu	Selleck
Andrus	Cornell	Haffner	Mase	Sheehan
Bennett	Courtney	Harwood	Menninger	Stevens, J. H.
Blanchfield	Carrier	Henderson	Miller	Stevens, N.
Blumenthal	Curtis	Hitt	Mott	Stranahan
Boyce	Davis	Huson	Pealer	Thompson
Bradford	Dempsey	Johnson, H.C.	Pearsall	Tompkins
Brady	Deyo	Johnson, I. S.	Peck	Webster
Bridges	Dickinson	Johnson, R.S.	Rhodes	Whipple
Burns, J. I.	Endres	Jones	Sage	White
Burns, W. B.	Fish	Kill	Saunders	Willis
Bush, R. P.	Gibbs	Kurth	Sawmiller	Wissig
Byrnes				

Unanimous consent having been granted, said bill was committed to the committee on railroads, retaining its place on the order of third reading.

"An act to revise, amend and consolidate the several acts relating to the village of Plattsburgh, and to repeal certain acts and parts of acts" (Rec. No. 382), which was read the first time.

Mr. Guibord asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll.

AYES 65 }
NOES 00 }

Those who voted in the affirmative, were

Acker	de Peyster	Johnson, I. S.	Mott	Stein
Andrus	Deyo	Johnson, R.S.	O'Hare	Stevens, J. H.
Bennett	Dickinson	Jones	Pealer	Stevens, N.
Blanchfield	Dinkelspiel	Kimball	Pearsall	Stevens, W. C.
Blumenthal	Fitts	Lane, H. J.	Peck	Sulzer
Bridges	Gardenier	Lane, O. F.	Pierson	Treadway
Burns, W. B.	Greene	Larmon	Rhodes	Webster
Connelly	Harwood	Lewis, B. B.	Sage	Weed
Cornell	Hitt	McTernan	Saunders	Whipple
Currier	Hoag	Menninger	Schaaff	White
Davis	Huson	Miller	Sheehan	Willis
Decker	Johnson, A.	Mitchell	Shields	Wissig
Dempsey	Johnson, H.C.	Monaghan	Sohmer	Speaker

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Menninger	Sheehan
Acker	Curtis	Hitt	Miller	Shields
Adams	Davis	Hoag	Mitchell	Sohmer
Andrus	Decker	Huson	Monaghan	Stein
Bennett	Dempsey	Johnson, H.C.	Mott	Stevens, J. H.
Blanchfield	Deyo	Johnson, I. S.	Nolan	Stevens, N.
Blumenthal	Dinkelspiel	Johnson, R.S.	O'Hare	Stevens, W. C.
Boyce	Endres	Jones	Pealer	Stranahan
Bradford	Everett	Kill	Pearsall	Sulzer
Brady	Fish	Kimball	Peck	Thompson
Bridges	Fitts	Lane, H. J.	Pierson	Tompkins
Burns, J. I.	Gibbs	Lane, O. F.	Rhodes	Webster
Burns, W. B.	Greene	Larmon	Sage	Whipple
Bush, G. H.	Gretsinger	L'Hommedieu	Saunders	White
Bush, R. P.	Guenther	Martin	Schaaff	Willis
Connelly	Guibord	McTernan	Selleck	Wissig
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to incorporate the Waddington Bridge Company, and to authorize said company to construct and maintain a bridge over the St. Lawrence river for railroad and other purposes" (Rec. No. 383),

which was read the first time and referred to the committee on commerce and navigation

"An act directing the printing and binding of 5,000 extra copies of the testimony taken before the committee of the Senate on general laws in 1890 in their investigation of electrical affairs in the State of New York, and the report of the committee thereon" (Rec. No. 384), which was read the first time and referred to the committee on public printing.

"An act reappropriating money for certain expenses of the St. Lawrence State Hospital" (Rec. No. 385), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 95 of the Laws of 1881, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled 'An act to incorporate the city of Ogdensburgh, and the acts amending the same,' as amended by chapter 397 of the Laws of 1885, and to create a board of commissioners of public works for said city, and to borrow money to improve the streets of said city" (Rec. No. 386), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter sixty-two of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks'" (Rec. No. 387), which was read the first time and referred to the committee on railroads.

"An act to promote the independence of voters at public election, enforce the secrecy of the ballot, and provide for the printing and distribution of ballots at public expense" (Rec. No. 388), which was read the first time.

Mr. Acker asked unanimous consent that said bill do now have its third reading.

Objected to by Mr. Sullivan.

Mr. Sheehan asked unanimous consent that said bill be read to-day at 12 o'clock.

Objected to by Mr. Nolan.

Said bill was then referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to revise and amend an act entitled An act to incorporate the village of Port Jervis,' passed March 30, 1866, and all acts relating thereto,' passed May 1, 1873" (Rec. No. 389), which was read the first time and referred to the committee on affairs of villages.

On motion of Mr. Greene, and by unanimous consent, said bill was substituted for Assembly bill No. 1474, now on the order of third reading.

"An act to amend title 5 of the Penal Code, relating to crimes against the elective franchise" (Rec. No. 390), which was read the first time and referred to the committee on codes.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 1129, entitled

"An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn.'"

DAVID B. HILL

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Hitt	Mitchell	Sheehan
Acker	Courtney	Hoag	Monaghan	Stein
Adams	Curtis	Huson	Mott	Stevens, J. H.
Andrus	Davis	Johnson, A.	O'Hare	Stevens, N.
Ballantine	Decker	Johnson, H.C.	Page	Stevens, W. C.
Bennett	Dempsey	Johnson, I. S.	Pealer	Stranahan
Blanchfield	Deyo	Johnson, R.S.	Pearsall	Sullivan
Blumenthal	Dinkelspiel	Jones	Peck	Sulzer
Bradford	Endres	Kill	Pierson	Thompson
Brady	Fish	Kimball	Rhodes	Tompkins
Bridges	Fitts	King	Riley	Van Vranken
Burns, J. I.	Greene	Lane, H. J.	Sage	Webster
Burns, W. B.	Gretsinger	Lane, O. F.	Saunders	Whipple
Bush, R. P.	Guenther	Martin	Sawmiller	White
Connelly	Guibord	Menninger	Schaaff	Willis
Cooney	Haffner	Miller	Selleck	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Kurth, and by unanimous consent, the same was amended by striking out at the end thereof the words "from Liberty avenue to Atlantic avenue."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Hitt	Mase	Schaff
Acker	Currier	Huson	McBride	Selleck
Adams	Decker	Johnson, A.	Menninger	Shields
Andrus	Dempsey	Johnson, H.C.	Miller	Stein
Ballantine	Deyo	Johnson, I. S.	Monaghan	Stevens, J. H.
Barton	Dickinson	Johnson, R. S.	Nolan	Stevens, N.
Blanchfield	Dinkelspiel	Jones	O'Connor, J.K.	Stevens, W. C.
Brady	Everett	Kelly	O'Hare	Stranahan

Burns, J. I.	Fish	Kill	Page	Sullivan
Burns, W. B.	Fitts	Kimball	Pearsall	Tompkins
Bush, R. P.	Greene	Kurth	Peck	Van Vranken
Byrne	Gretsinger	Lane, H. J.	Pierson	Webster
Byrnes	Guibord	Lane, O. F.	Rhodes	Weed
Christie	Haffner	Larmon	Sage	Whipple
Cooney	Harwood	Lewis, R. J.	Saunders	White
Cornell	Henderson	L'Hommedieu	Sawmiller	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 866, entitled "An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insurance companies doing business in the State of New York, under and pursuant to chapter 604 of the Laws of 1886."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	Mase	Selleck
Acker	Courtney	Harwood	McBride	Shields
Adams	Currier	Henderson	Menninger	Stein
Andrus	Curtis	Huson	Miller	Stevens, J. H.
Ballantine	Davis	Johnson, A.	Monaghan	Stevens, N.
Barton	Decker	Johnson, H. C.	Mullaney	Stevens, W. C.
Bennett	Dempsey	Johnson, I. S.	O'Connor, J. J.	Sullivan
Blanchfield	de Peyster	Johnson, R. S.	O'Connor, J. K.	Thompson
Blumenthal	Deyo	Jones	Pealer	Tompkins
Boyce	Dinkelspiel	Kelly	Pearsall	Webster
Brady	Fish	Kimball	Peck	Weed
Burns, J. I.	Fitts	Kurth	Rhodes	Whipple
Bush, G. H.	Gardenier	Lane, H. J.	Sage	White
Bush, R. P.	Gretsinger	Lane, O. F.	Saunders	Willis
Byrne	Guenther	Lewis, B. B.	Sawmiller	Wissig
Cooney	Guibord	L'Hommedieu	Schaaff	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. H. C. Johnson, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 1, line 6, strike out the words "doing business" after the word "companies." and insert the words "from premiums on insurance on property."

Same section, line 9, after the word "undertakings" insert the words "in respect to said tax on said premiums on insurance on property in said city."

Same section, line 12, second page, change the word "records" to "record."

Same section, line 13, same page, after the word "tax" insert the words "required by this act to be paid to said corporation."

Same section and page, same line, strike out the word "aforesaid."

Same section and page, line 15, after the word "given" insert the words "in respect thereto."

Amend the title by adding thereto the words "on insurance on property in Long Island city."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	L'Hommedieu	Schaaff
Acker	Curtis	Hitt	McBride	Shields
Adams	Davis	Huson	McTernan	Stein
Ballantine	Decker	Johnson, A.	Miller	Stevens, J. H.
Barton	Dempsey	Johnson, H. C.	Mitchell	Stevens, N.
Blanchfield	de Peyster	Johnson, I. S.	Monaghan	Stevens, W. C.
Boyce	Deyo	Johnson, R. S.	Mott	Stewart
Bradford	Dickinson	Kelly	O'Connor, J. K.	Sullivan
Brady	Dinkelspiel	Kill	O'Hare	Thompson
Bridges	Everett	Kimball	Page	Tompkins
Burns, J. I.	Fish	King	Pealer	Webster
Bush, G. H.	Fitts	Kurth	Pearsall	Weed
Bush, R. P.	Gibbs	Lane, H. J.	Peck	Whipple
Byrne	Greene	Lane, O. F.	Pierson	White
Connelly	Gretsinger	Lewis, B. B.	Saunders	Willis
Cooney	Guibord	Lewis, R. J.	Sawmiller	Wissig
Cornell	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 824, entitled

"An act to determine the salaries and compensation of members of the police force of the police department of Richmond county."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrne	Everett	Lane, H. J.	Schaaff
Acker	Byrnes	Fish	Lane, O. F.	Selleck
Adams	Christie	Fitts	Martin	Stevens, J. H.
'Andrus	Connelly	Gardenier	Mase	Stevens, N.
Ballantine	Cooney	Gibbs	McBride	Stevens, W. C.
Barton	Cornell	Greene	Miller	Stewart
Bennett	Courtney	Gretsinger	Mitchell	Stranahan
Blanchfield	Currier	Guibord	Monaghan	Thompson
Blumenthal	Curtis	Henderson	Mott	Tompkins
Boyce	Davis	Huson	Mullaney	Treadway
Brady	Decker	Johnson, A.	O'Connor, J. K.	Webster
Bridges	Dempsey	Johnson, H. C.	Pealer	Weed
Burns, J. I.	Deyo	Johnson, I. S.	Pearsall	Whipple
Burns, W. B.	Dickinson	Johnson, R. S.	Peck	White
Bush, G. H.	Dinkelspiel	Jones	Pierson	Willis
Bush, R. P.	Duffy	Kill	Saunders	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Cornell, and by unanimous consent, the same was amended as follows:

Strike out all after the enacting clause, and insert the following:

"SECTION 1. The board of supervisors of the county of Richmond are hereby authorized and empowered at their next annual meeting to fix the compensation and salaries of the members of the police force of the police department of said county as follows: For captains, seventeen hundred and fifty dollars a year; for sergeants, thirteen hundred dollars per year; for roundsmen, eleven hundred dollars a year, and for patrolmen, one thousand dollars a year.

"§ 4. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to authorize the board of supervisors of Richmond county to determine and fix the salaries and compensation of members of the police force of the police department of Richmond county."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Mitchell	Sawmiller
Acker	Courtney	Huson	Mott	Schaaff
Adams	Currier	Johnson, A.	Mullaney	Shields
Andrus	Curtis	Johnson, H.C.	Nolan	Stein
Ballantine	Davis	Johnson, I. S.	O'Connor, J. J.	Stevens, N.
Barton	Decker	Jones	O'Connor, J. K.	Stevens, W. C.
Blanchfield	Dempsey	Kelly	O'Hare	Thompson
Blumenthal	Deyo	Kimball	Page	Tompkins
Bridges	Dickinson	King	Pealer	Treadway
Burns, J. I.	Duffy	Kurth	Pearsall	Webster
Bush, G. H.	Endres	Lane, H. J.	Peck	Weed
Bush, R. P.	Everett	Lane, O. F.	Pierson	Whipple
Byrne	Gardenier	L'Hommedieu	Rhodes	White
Byrnes	Greene	Mase	Riley	Willis
Christie	Groat	McTernan	Sage	Wissig
Connelly	Guenther	Miller		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, {
ALBANY, April 28, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1133, entitled "An act to amend chapter 196 of the Laws of 1889, entitled 'An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Hitt	McTernan	Sawmiller
Acker	Cornell	Huson	Menninger	Schaaff
Adams	Courtney	Johnson, A.	Miller	Selleck
Andrus	Currier	Johnson, H.C.	Mitchell	Stein
Ballantine	Davis	Johnson, I. S.	Mott	Stevens, J. H.
Barton	Decker	Johnson, R.S.	Mullaney	Stevens, N.
Bennett	Dempsey	Jones	O'Connor, J. K.	Stevens, W. C.
Blanchfield	de Peyster	Kerrigan	O'Hare	Stewart

Blumenthal	Deyo	Kill	Page	Stranahan
Boyce	Dickinson	King	Pealer	Thompson
Bradford	Dinkelspiel	Kurth	Pearsall	Tompkins
Bridges	Everett	Lane, H. J.	Peck	Webster
Burns, J. I.	Gardenier	Lane, O. F.	Pierson	Weed
Bush, R. P.	Gibbs	Larmon	Rhodes	Whipple
Byrne	Guenther	Lewis, B. B.	Riley	White
Byrnes	Guibord	L'Hommedieu	Sage	Willis
Christie	Haffner	Martin	Saunders	Wissig
Connelly				

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 1, line 13, after the word "legalized" insert the words "so as to be of the same force and effect as if the issuing of bonds to raise the moneys necessary to pay the amount of such contracts had been authorized prior to the awards thereof."

Amend the title by striking out the words "chapter 196 of the Laws of 1889, entitled 'An act to amend.'"

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	McTernan	Sheffer
Acker	Cooney	Haffner	Mott	Sohmer
Adams	Cornell	Henderson	Nolan	Stevens, J. H.
Andrus	Courtney	Hitt	O'Connor, J. J.	Stevens, N.
Ballantine	Currier	Johnson, A.	O'Connor, J. K.	Stevens, W. C.
Barton	Curtis	Johnson, H. C.	O'Hare	Stewart
Bennett	Davis	Johnson, I. S.	Page	Sullivan
Blanchfield	Decker	Jones	Pealer	Sulzer
Blumenthal	Dempsey	Kimball	Pearsall	Thompson
Boyce	de Peyster	King	Peck	Tompkins
Bradford	Deyo	Lane, H. J.	Pierson	Treadway
Burns, J. I.	Dickinson	Lane, O. F.	Rhodes	Webster
Burns, W. B.	Duffy	Larmon	Riley	Weed
Bush, G. H.	Endres	Lewis, B. B.	Sage	Whipple
Bush, R. P.	Everett	Lewis, R. J.	Saunders	White
Byrne	Fitts	L'Hommedieu	Schaaff	Willis
Byrnes	Gretsinger	Martin	Selleck	Wissig
Christie	Guenther			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act to amend chapter 349 of the Laws of 1883, entitled 'An act in relation to the Capitol

building and other public buildings belonging to the State, located in the city of Albany, and providing for a superintendent thereof, so as to extend the jurisdiction of the trustees and superintendent to all the public buildings of the State," with a message that they do non-concur in the passage of the same.

A message from the Senate was received and read, in the words following:

IN SENATE, *April 24, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 347, entitled "An act to authorize the cemetery commissioners of the city of Elmira to acquire lands for cemetery purposes." (Rec. No. 139.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Fassett, and by unanimous consent, the same was amended as follows:

Section 1, line 9, strike out from and including the words "according to" and including the words "the same" in last line of section, and insert the words "in the name of said city by condemnation."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	O'Connor, J. K.	Stevens, J. H.
Acker	Currier	Guibord	O'Hare	Stevens, N.
Adams	Curtis	Harwood	Page	Stevens, W. C.
Andrus	Davis	Henderson	Pealer	Stewart
Ballantine	Decker	Huson	Pearsall	Stranahan
Barton	Dempsey	Johnson A.	Peck	Thompson
Bennett	Deyo	Johnson, H. C.	Pierson	Tompkins
Blanchfield	Dickinson	Johnson, I. S.	Rhodes	Treadway
Brady	Dinkelspiel	Jones	Saunders	Van Vranken
Bridges	Endres	Kerrigan	Sawmiller	Webster
Bush, R. P.	Fish	Kill	Schaaff	Weed
Byrne	Fitts	Le Roy	Selleck	Whipple
Byrnes	Gardenier	Mase	Sheffer	White
Christie	Greene	Miller	Shields	Willis
Connelly	Gretsinger	O'Connor, J. J.	Stein	Wissig
Cornell	Groat			

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Henderson	Monaghan	Sheffer
Acker	Cornell	Hitt	Mott	Shields
Adams	Curtis	Johnson, A.	Nolan	Stein
Andrus	Davis	Johnson, H.C.	O'Connor, J.J.	Stevens, J. H.
Ballantine	Decker	Jones	O'Connor, J.K.	Stevens, N.
Barton	Dempsey	Kill	O'Hare	Stevens, W.C.
Bennett	de Peyster	Kimball	Pealer	Stewart
Blanchfield	Deyo	King	Pearsall	Thompson
Blumenthal	Dinkelspiel	Kurth	Peck	Tompkins
Boyce	Endres	Lane, H. J.	Pierson	Treadway
Bradford	Fitts	Lane, O. F.	Rhodes	Webster
Brady	Gardenier	Larmon	Sage	Weed
Bridges	Gibbs	Le Roy	Saunders	Whipple
Bush, R. P.	Gretsinger	L'Hommedieu	Sawmiller	White
Byrne	Guenther	McTernan	Schaaff	Willis
Byrnes	Guibord	Miller	Selleck	Wissig
Christie	Haffner	Mitchell		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to suppress gambling, pool selling, pauperism and crime" (No. 1213), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, change the word "persons" to "person."

Same section, line 21, strike out the word "common" and insert the word "commonly."

Same section, line 28, after the word "vessel" insert the words "used for the purposes named in this act."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors'" (No. 671), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, before the word "chapter" insert the words "Section 1 of," and before the word "Laws" insert the words "of the."

Same section, line 29, strike out the word "salary."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred

the bill entitled "An act to restore to owners of water-power on the Black river the water diverted by the State for canal purposes" (No. 1495), reported the same with the recommendation that it be amended as follows:

Section 4, line 1, strike out the word "be."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending the water mains of said village" (No. 1251), reported the same with the recommendation that it be amended as follows:

Section 3, line 1, strike out the word "all" and insert the word "no;" also, strike out the word "not."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to incorporate the New York and New England Agricultural and Industrial Society" (No. 1157), reported the same with the recommendation that it be amended as follows:

Section 7, line 9, strike out the word "parts" and insert the word "part."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act for the incorporation of ichthyological societies" (No. 148), reported the same with the recommendation that it be amended as follows:

Section 2, line 7, strike out the word "or," first occurring.

Same section, line 9, after the word "in" insert the word "the."

Mr. Speaker put the question whether the house would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act authorizing an additional appropriation of \$2,500 for the construction of a new iron bridge, with double drive-ways and sidewalks, over the Erie canal at George street in the city of Rome" (No. 1281), reported the same with the recommendation that it be amended as follows:

Line 11, after the word "made" insert the word "and."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 1366 of the Code of Civil Procedure" (No. 1282), reported the same with the recommendation that it be amended as follows:

Section 1, line 3, strike out the word "described" and insert the word "describe."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 407 of the Laws of 1888, entitled 'An act relative to railways in the transverse roads of the Central park in city of New York'" (No. 950), reported the same with the recommendation that it be amended as follows:

Section 1, line 3, strike out the word "are" and insert the word "is."

Same section, line 14, after the word "lines" insert the words "and the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act relating to the superintendents and overseers of the poor in Richmond county" (No. 1518), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, strike out all between the words "one" and "and," and insert the words "for each town in said county."

Same section, line 3, strike out the words "the overseer for said town" and insert the words "a resident of the town for which he shall be elected or appointed."

Same section, line 9, strike out the word "town," first occurring.

Same section, same line, strike out the words "held in said" and insert the words "of such."

Section 3, line 4, strike out the word "section" and insert the word "sections."

Same section, lines 4 and 5, strike out the words "of this act, passed April 10, 1862," and insert the words "and three of chapter 170 of the Laws of 1862."

Same section, line 8, strike out the word "thereafter" and insert the word "hereafter."

Same section, same line, strike out the word "revested" and insert the word "vested."

Section 5, line 5, strike out the word "save" and insert the word "except."

Same section, same line, strike out the word "thereof" and insert the words "of this act."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to provide for the enlarging and construction of ditches on farm lots Nos. 43, 52 and 53 in the towns of DeWitt and Manlius, in Onondaga county, to carry off the water percolating through the banks of the Erie canal." (No. 747.)

"An act to authorize the stockholders of the Agricultural Society of Northern Chautauqua to hold a special meeting for increasing its capital stock." (No. 1195.)

"An act to amend sections 755 and 757 of the Code of Civil Procedure." (No. 1285.)

"An act conferring jurisdiction upon the State Board of Claims to hear, audit and determine the claim of David T. Smith against the State, and to make an award therefor." (No. 1210.)

"An act making an appropriation for building about 2,000 lineal feet of vertical cement wall on the berme side of the Erie canal, in the village of Mohawk, in the county of Herkimer." (No. 185.)

"An act to repeal subdivision 11 of section 90 of chapter 6, title 3, of part 2 of the Revised Statutes." (No. 1170.)

"An act to amend subdivision 4 of section 1081 of the Code of Civil Procedure, relating to trial jurors in the city of New York." (No. 1286.)

"An act to amend section 746 of the Code of Civil Procedure, in relation to investing trust funds." (No. 1284.)

"An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery." (No. 1169.)

"An act to amend chapter 792 of the Laws of 1866, entitled 'An act to incorporate the village of Port Richmond, in the county of Richmond.'" (No. 1248.)

"An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending and connecting the water mains of said village to improve the protection from fire." (No. 1252.)

"An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 1236.)

"An act further to extend the time within which the East Side Mount Vernon Railroad Company shall complete the several portions or sections of its railway." (No. 1016.)

"An act for the better protection of shell-fish upon their natural beds, and the planting of oysters upon the lands and shores under the waters in the territorial jurisdiction of Kings county." (No. 1081.)

"An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers.'" (No. 1097.)

"An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the cost of materials and work upon certain of its school premises." (No. 1344.)

"An act to improve portions of Grand avenue and main street in Long Island City." (No. 1174.)

"An act relative to and percentages to be paid by street surface railroad companies." (No. 1467.)

"An act to legalize special meetings of the board of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof." (No. 1522.)

Ordered, That said bills be engrossed for a third reading.

A message from the Senate was received and read as follows:

IN SENATE, *April 22, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 173, entitled "An act to amend chapter 307 of the Laws of 1852, entitled 'An act to incorporate the Buffalo Association for the Relief of the Poor,' and to change the name thereof." (Rec. No. 71.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Laughlin, and by unanimous consent, the same was amended as follows:

Section 1, lines 18 to 21, engrossed bill, strike out the words "but the income of the property so held by said corporation or for its benefit, shall not exceed the sum of \$35,000 per annum."

Page 2, lines 1 to 4 inclusive, strike out the words "and any property so held or used shall be entitled to the same exemption from taxation as the Legislature may by general acts provide, shall be enjoyed by other charitable institutions."

Section 3, line 2, strike out the word "fifty."

Said bill, as amended, was re-engrossed and ordered sent to the Assembly for concurrence.

By order,

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	Le Roy	Sheffer
Acker	Cooney	Gardenier	Lewis, R. J.	Sohmer
Ballantine	Cornell	Gretsinger	L'Hommedieu	Stevens, J. H.
Barton	Courtney	Guenther	McTernan	Stevens, N.
Bennett	Currier	Guibord	Miller	Stevens, W. C.
Blanchfield	Curtis	Haffner	O'Hare	Stewart
Blumenthal	Davis	Huson	Page	Stranahan
Boyce	Decker	Johnson, A.	Pealer	Sullivan
Bradford	Dempsey	Johnson, I. S.	Pearsall	Sulzer
Brady	de Peyster	Jones	Peck	Webster
Burns, J. I.	Deyo	Kerrigan	Pierson	Weed
Burns, W. B.	Dickinson	Kill	Rhodes	Whipple
Bush, R. P.	Dinkelspiel	Kurth	Saunders	White
Byrne	Endres	Lane, H. J.	Sawmiller	Willis
Byrnes	Everett	Lane, O. F.	Selleck	Wissig
Christie	Fish	Larmon		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hitt	Miller	Sawmiller
Acker	Cornell	Huson	Mitchell	Schaaff
Adams	Courtney	Johnson, A.	Monaghan	Selleck
Ballantine	Curtis	Johnson, H. C.	Mott	Sheffer
Barton	Davis	Johnson, I. S.	Mullaney	Stevens, N.
Bennett	Decker	Jones	O'Connor, J. J.	Stevens, W. C.
Blanchfield	Dempsey	Kill	O'Connor, J. K.	Stewart
Blumenthal	de Peyster	Kimball	O'Hare	Thompson
Boyce	Deyo	King	Page	Tompkins
Bradford	Endres	Kurth	Pealer	Treadway
Bridges	Everett	Lane, H. J.	Pearsall	Webster
Burns, J. I.	Fitts	Lane, O. F.	Peck	Weed
Bush, R. P.	Groat	Larmon	Pierson	Whipple
Byrne	Guenther	Le Roy	Rhodes	White
Byrnes	Guibord	L'Hommedieu	Sage	Willis
Connelly	Haffner	McBride	Saunders	Wissig
Cooney	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

By unanimous consent,

Mr. Speaker introduced a bill entitled "An act to amend chapter 419 of the Laws of 1888, entitled 'An act to extend the time for presenting certain claims for damages resulting from the construction of the new aqueduct authorized by chapter 490 of the Laws of 1883, entitled An act to provide new reservoirs, dams, and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water'" (Int. No. 1168), which was read the first time.

Mr. Speaker asked unanimous consent that said bill do now have its second and third reading.

By direction of the Speaker, the Clerk called the roll:

{AYES 68}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Mott	Stevens, J. H.
Acker	Currier	Henderson	Mullaney	Stevens, N.
Barton	Curtis	Johnson, A.	Nolan	Stevens, W. C.
Blanchfield	Davis	Johnson, H. C.	O'Connor, J. K.	Sullivan
Blumenthal	Decker	Johnson, I. S.	Pealer	Sulzer
Boyce	Dempsey	Jones	Pearsall	Tompkins
Bradford	Deyo	Kill	Peck	Treadway
Brady	Dinkelspiel	Kurth	Pierson	Webster
Bridges	Endres	Lane, O. F.	Schaaff	Weed
Byrne	Everett	Le Roy	Selleck	White
Byrnes	Fish	L'Hommedieu	Sheffer	Willis

Cooney	Gretsinger	Miller	Shields	Wissig
Coons	Groat	Mitchell	Stein	Speaker
Cornell	Guenther	Monaghan		

Unanimous consent having been granted, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Haffner	Martin	Sawmiller
Acker	Currier	Harwood	Mase	Schaaff
Andrus	Curtis	Henderson	McBride	Selleck
Ballantine	Davis	Huson	Miller	Stein
Bennett	Decker	Johnson, A.	Mitchell	Stevens, J. H.
Blanchfield	Dempsey	Johnson, H.C.	Monaghan	Stevens, N.
Blumenthal	de Peyster	Johnson, I. S.	Mott	Stevens, W. C.
Boyce	Deyo	Jones	O'Connor, J.J.	Stewart
Bradford	Dinkelspiel	Kelly	O'Connor, J.K.	Stranahan
Brady	Fish	Kerrigan	O'Hare	Thompson
Bridges	Fitts	Kimball	Pealer	Webster
Burns, J. I.	Gardenier	King	Pearsall	Weed
Bush, R. P.	Gretsinger	Kurth	Peck	White
Byrne	Groat	Lane, H. J.	Riley	Willis
Byrnes	Guenther	Lane, O. F.	Sage	Wissig
Christie	Guibord	L'Hommedieu	Saunders	Speaker
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck asked unanimous consent that the following entitled bills be now read the third time:

Assembly, "An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes," and the acts amendatory thereof." (No. 569.)

Senate, "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888." (Rec. No. 174.)

By direction of the Speaker, the Clerk called the roll.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	L'Hommedieu	Sage
Acker	Courtney	Guibord	Mase	Sawmiller
Bennett	Currier	Haffner	McBride	Schaaff

Blanchfield	Curtis	Harwood	Menninger	Sheffer
Blumenthal	Decker	Huson	Miller	Shields
Boyce	Dempsey	Johnson, A.	Mitchell	Stein
Bradford	de Peyster	Johnson, I. S.	Monaghan	Stevens, J. H.
Brady	Deyo	Johnson, R.S.	Mott	Stevens, N.
Bridges	Dickinson	Jones	Mullaney	Thompson
Burns, J. I.	Duffy	Kelly	Nolan	Tompkins
Burns, W. B.	Endres	Kill	O'Connor, J. K.	Towne
Bush, R. P.	Everett	King	Pealer	Treadway
Byrne	Fish	Kurth	Pearsall	Webster
Byrnes	Fitts	Lane, H. J.	Peck	Weed
Christie	Gardenier	Lane, O. F.	Pierson	White
Connelly	Greene	Le Roy	Rhodes	Willis
Cooney	Gretsinger	Lewis, R. J.	Riley	Wissig
Coons	Groat			

Mr. Acker in the chair.

Unanimous consent having been granted, Assembly bill No. 569, entitled "An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes, and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Connelly	Gretsinger	Kurth	Rhodes
Adams	Cooney	Groat	Lane, H. J.	Riley
Andrus	Coons	Guenther	Larmon	Sage
Ballantine	Cornell	Guibord	Le Roy	Saunders
Barton	Courtney	Haffner	Lewis, R. J.	Sawmiller
Bennett	Currier	Harwood	Mase	Selleck
Blanchfield	Curtis	Henderson	McBride	Sheehan
Blumenthal	Davis	Huson	Menninger	Sheffer
Boyce	Decker	Johnson, I.S.	Miller	Shields
Brady	Dinkelspiel	Johnson, R.S.	Mitchell	Stevens, J. H.
Bridges	Endres	Jones	Monaghan	Stevens, N.
Burns, J. I.	Everett	Kelly	Mott	Sullivan
Burns, W. B.	Fish	Kerrigan	Mullaney	Webster
Bush, R. P.	Fitts	Kill	O'Hare	Whipple
Byrne	Gardenier	Kimball	Peck	Willis
Byrnes	Gibbs	King	Pierson	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 174) entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies, as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888,'" was also read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Curtis	Harwood	Mitchell	Stein
Acker	Davis	Henderson	Mott	Stevens, J. H.
Adams	Decker	Hitt	Nolan	Stevens, N.
Andrus	Dempsey	Johnson, I. S.	O'Connor, J. J.	Stevens, W. C.
Bennett	Deyo	Johnson, R. S.	O'Connor, J. K.	Stewart
Blanchfield	Endres	Jones	O'Hare	Sullivan
Bradford	Everett	Kill	Pearsall	Thompson
Brady	Fish	Kimball	Peck	Tompkins
Bridges	Fitts	Kurth	Pierson	Townsend
Bush, G. H.	Gardenier	Le Roy	Sage	Treadway
Byrne	Gibbs	Lewis, B. B.	Saunders	Van Vranken
Byrnes	Greene	Lewis, R. J.	Sawmiller	Weed
Cooney	Gretsinger	L'Hommedieu	Selleck	Whipple
Cornell	Groat	McBride	Sheehan	White
Courtney	Guenther	Miller	Sheffer	Wissig
Currier	Guibord			

Those who voted in the negative, were

McTernan Monaghan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Guenther moved to reconsider the vote by which Senate bill No. 180, entitled "An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plank roads, and to defray the expense thereof by local assessments of fifteen equal annual installments'" (Rec. No. 234), was passed as amended.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	McBride	Selleck
Acker	Currier	Harwood	Menninger	Sheehan
Andrus	Curtis	Huson	Miller	Sheffer
Ballantine	Davis	Johnson, I. S.	Mitchell	Shields
Bennett	Decker	Johnson, R. S.	Monaghan	Stein
Blanchfield	Dempsey	Jones	Mott	Stevens, J. H.

Blumenthal	Deyo	Kelly	Nolan	Stevens, N.
Boyce	Dinkelspiel	Kill	O'Connor, J. K.	Stewart
Bradford	Endres	Kimball	Pealer	Thompson
Brady	Everett	Kurth	Pearsall	Tompkins
Bridges	Fish	Lane, H. J.	Peck	Treadway
Burns, J. I.	Fitts	Lane, O. F.	Pierson	Webster
Byrne	Gardenier	Le Roy	Riley	Weed
Christie	Gibbs	Lewis, B. B.	Sage	Whipple
Connelly	Greene	Lewis, R. J.	Saunders	White
Cooney	Groat	L'Hommedieu	Sawmiller	Wissig
Cornell	Guenther			

The vote upon the final passage of said bill, as amended, having been reconsidered,

On motion of Mr. Guenther, and by unanimous consent, the title was amended by striking out the word "eight" and inserting the word "fifteen."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	de Peyster	Hitt	McBride	Sawmiller
Andrus	Deyo	Huson	McTernan	Selleck
Bennett	Dickinson	Johnson, I. S.	Miller	Sheehan
Blanchfield	Dinkelspiel	Johnson, R. S.	Mitchell	Sheffer
Blumenthal	Endres	Jones	Monaghan	Stevens, J. H.
Boyce	Fish	Kerrigan	Mott	Stevens, N.
Bradford	Fitts	Kill	O'Connor, J. K.	Stevens, W. C.
Brady	Gardenier	King	O'Hare	Sulzer
Bridges	Gibbs	Kurth	Pealer	Tompkins
Byrnes	Greene	Lane, O. F.	Pearsall	Townsend
Cooney	Gretsinger	Le Roy	Peck	Treadway
Coons	Groat	Lewis, B. B.	Pierson	Webster
Courtney	Guenther	Lewis, R. J.	Rhodes	Weed
Currier	Guibord	L'Hommedieu	Riley	Whipple
Curtis	Harwood	Martin	Sage	White
Davis	Henderson	Mase	Saunders	Wissig
Decker				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended, with further amendments.

Mr. Weed gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, in order that Assembly bill No. 1199, entitled "An act to amend chapter 443 of the Laws of 1864, entitled 'An act for the lighting the streets of the town of Flatbush, in the county of Kings, with gas,'" may be read out of its order the second and third time.

Mr. Weed also gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, in order that Assembly bill No. 1332, entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" may be read out of its order the second and third time.

The Senate bill (No. 189) entitled "An act to provide for short forms of deeds and mortgages" (Rec. No. 107), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	Menninger	Sheffer
Adams	Currier	Guibord	Miller	Shields
Andrus	Curtis	Harwood	Mitchell	Stein
Ballantine	Davis	Hitt	Monaghan	Stevens, J. H.
Bennett	Decker	Huson	Mott	Stevens, N.
Blumenthal	Dempsey	Johnson, A.	Nolan	Stevens, W. C.
Boyce	de Peyster	Johnson, R. S.	O'Connor, J. K.	Sulzer
Bradford	Deyo	Jones	Pealer	Thompson
Brady	Dickinson	Kill	Pearsall	Tompkins
Bridges	Endres	Lane, O. F.	Peck	Towne
Byrne	Everett	Larmon	Pierson	Van Vranken
Christie	Fish	Lewis, B. B.	Rhodes	Webster
Connelly	Fitts	Lewis, R. J.	Riley	Weed
Cooney	Gardenier	L'Hommedieu	Sage	White
Coons	Gretsinger	McBride	Schaaff	Willis
Cornell	Groat	McTernan	Selleck	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1391) entitled "An act to amend chapter 392 of the Laws of 1883, entitled "An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt," having been announced for a third reading.

Mr. Fish moved the previous question.

Mr. Pearsall moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll.

Abbey	Curtis	Hoag	McTernan	Selleck
Acker	Davis	Huson	Menninger	Sheffer
Adams	Decker	Johnson, A.	Miller	Shields
Ballantine	Dempsey	Johnson, I. S.	Mitchell	Sohmer
Barton	de Peyster	Johnson, R. S.	Monaghan	Stein

Bennett	Deyo	Jones	Mott	Stevens, J. H.
Blanchfield	Dickinson	Kelly	Mullaney	Stevens, N.
Blumenthal	Dinkelspiel	Kerrigan	Nolan	Stevens, W. C.
Boyce	Duffy	Kill	O'Connor, J. J.	Stewart
Bradford	Everett	Kimball	O'Connor, J. K.	Stranahan
Brady	Fish	King	O'Hare	Sullivan
Bridges	Fitts	Kurth	Page	Sulzer
Burns, J. I.	Gardenier	Lane, H. J.	Pealer	Thompson
Burns, W. B.	Gibbs	Lane, O. F.	Pearsall	Tompkins
Bush, G. H.	Greene	Larmon	Peck	Treadway
Byrne	Gretsinger	Le Roy	Pierson	Van Vranken
Byrnes	Groat	Lewis, B. B.	Rhodes	Webster
Christie	Guenther	Lewis, R. J.	Riley	Weed
Connelly	Guibord	L'Hommedieu	Sage	Whipple
Cooney	Haffner	Martin	Saunders	White
Coons	Harwood	Mase	Sawmiller	Willis
Cornell	Henderson	McBride	Schaaff	Speaker
Courtney	Hitt			

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The Clerk furnished a list of the absentees to the Sergeant-at-Arms, who appeared before the bar of the House with Mr. Endres.

Mr. Sawmiller moved that Mr. Endres be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Sergeant-at-Arms appeared before the bar of the House with Mr. Andrus.

Mr. J. I. Burns moved that Mr. Andrus be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sulzer moved that further proceedings under the call be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Sergeant-at-Arms appeared before the bar of the House with Mr. H. C. Johnson.

Mr. Blumenthal moved that Mr. H. C. Johnson be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fish moved that further proceedings under the call be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 56 }
 { NOES 54 }

Those who voted in the affirmative, were

Abbey	Curtis	Harwood	Lewis, B. B.	Saunders
Acker	Davis	Henderson	L'Hommedieu	Selleck
Adams	Decker	Huson	Mase	Sheffer
Andrus	Dempsey	Johnson, A.	Miller	Stevens, N.
Ballantine	de Peyster	Johnson, I. S.	Mitchell	Stevens, W. C.
Bennett	Deyo	Johnson, R. S.	Mott	Stranahan
Boyce	Dickinson	Kill	Page	Thompson
Bradford	Fish	Kimball	Pealer	Tompkins
Bridges	Fitts	Lane, H. J.	Pearsall	Van Vranken
Bush, G. H.	Greene	Lane, O. F.	Peck	Whipple
Coons	Groat	Larmon	Sage	Willis
Cornell				

Those who voted in the negative, were

Barton	Dinkelspiel	Jones	Monaghan	Stein
Blanchfield	Duffy	Kelly	Mullaney	Stevens, J. H.
Blumenthal	Endres	Kerrigan	Nolan	Stewart
Brady	Everett	King	O'Connor, J. J.	Sullivan
Burns, J. I.	Gardenier	Kurth	O'Connor, J. K.	Sulzer
Burns, W. B.	Gibbs	Le Roy	O'Hare	Treadway
Byrne	Gretsinger	Lewis, R. J.	Pierson	Webster
Byrnes	Guibord	Martin	Riley	Weed
Christie	Haffner	McBride	Schaaff	White
Connelly	Hoag	McTernan	Shields	Wissig
Cooney	Johnson, H. C.	Menninger	Sohmer	

Mr. Pearsall moved to reconsider the vote by which said bill was lost, and that said motion do lie upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Husted in the chair.

Pursuant to notice heretofore given, Mr. Cornell moved that Rules 3 and 49 be suspended, so that Assembly bill (printed No. 1215), entitled "An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side," now on the order of third reading, be taken up out of its order and now read for the third time.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Cornell, and it was determined in the affirmative.

{ AYES 68 }
 { NOES 14 }

Those who voted in the affirmative, were

Abbey	Byrne	Groat	Mase	Shields
Acker	Byrnes	Guenther	Menninger	Stein
Adams	Christie	Guibord	Monaghan	Stevens, J. H.
Andrus	Cooney	Harwood	Mott	Stevens, N.

Ballantine	Cornell	Hitt	O'Connor, J. K.	Stevens, W. C.
Barton	Curtis	Hoag	O'Hare	Stranahan
Bennett	Davis	Johnson, A.	Pearsall	Thompson
Blanchfield	Decker	Johnson, I. S.	Peck	Tompkins
Boyce	Dempsey	Jones	Pierson	Treadway
Bradford	de Peyster	King	Schaaff	Van Vranken
Brady	Deyo	Kurth	Selleck	Webster
Bridges	Fish	Lewis, B. B.	Sheehan	Whipple
Burns, J. I.	Fitts	L'Hommedieu	Sheffer	White
Burns, W. B.	Greene	Martin		

Those who voted in the negative, were

Blumenthal	Duffy	McBride	Nolan	Stewart
Connelly	Endres	McTernan	O'Connor, J. J.	Sulzer
Dinkelspiel	Huson	Mullaney	Sage	

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected, to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 22}

Those who voted in the affirmative, were

Abbey	Cooney	Hitt	Mase	Selleck
Acker	Coons	Hoag	Menninger	Sheffer
Adams	Cornell	Johnson, A.	Miller	Shields
Andrus	Courtney	Johnson, H. C.	Monaghan	Stevens, J. H.
Ballantine	Curtis	Johnson, I. S.	Mott	Stevens, N.
Barton	Davis	Jones	Nolan	Stevens, W. C.
Bennett	Decker	Kerrigan	O'Connor, J. K.	Stewart
Blanchfield	de Peyster	Kill	O'Hare	Stranahan
Boyce	Deyo	Kimball	Page	Thompson
Bradford	Fitts	King	Pealer	Tompkins
Brady	Gardenier	Kurth	Pearsall	Treadway
Bridges	Greene	Lane, O. F.	Peck	Weed
Burns, J. I.	Groat	Larmon	Rice	Whipple
Burns, W. B.	Guenther	Le Roy	Saunders	White
Byrne	Guibord	Lewis, B. B.	Sawmiller	Willis
Byrnes	Haffner	L'Hommedieu	Schaaff	Wissig
Christie	Harwood	Martin		

Those who voted in the negative, were

Blumenthal	Duffy	Huson	McTernan	Sheehan
Bush, G. H.	Endres	Kelly	Mullaney	Sohmer
Connelly	Fish	Lewis, R. J.	O'Connor, J. J.	Sullivan
Dempsey	Gibbs	McBride	Sage	Sulzer
Dinkelspiel	Henderson			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 133) entitled "An act to legalize and validate the execution of a certain conveyance made by village of Savannah, in the county of Wayne," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrnes	Groat	Miller	Stevens, N.
Acker	Christie	Guibord	Mitchell	Stevens, W. C.
Adams	Cornell	Huson	Monaghan	Stewart
Andrus	Courtney	Johnson, I. S.	Mott	Stranahan
Ballantine	Curtis	Jones	O'Connor, J. J.	Sulzer
Barton	Davis	Kill	O'Connor, J. K.	Thompson
Bennett	Decker	Kimball	O'Hare	Tompkins
Blanchfield	Dempsey	Kurth	Page	Towne
Blumenthal	de Peyster	Lane, H. J.	Pealer	Treadway
Boyce	Deyo	Lane, O. F.	Pearsall	Van Vranken
Bradford	Dickinson	Larmon	Riley	Webster
Brady	Dinkelspiel	Le Roy	Sage	Weed
Bridges	Duffy	Lewis, B. B.	Schaaff	Whipple
Burns, J. I.	Everett	L'Hommedieu	Selleck	White
Burns, W. B.	Fish	McTernan	Sheehan	Willis
Bush, G. H.	Gretsinger	Menninger	Stevens, J. H.	Wissig
Byrne				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1049) entitled "An act to amend chapter 184 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers,' and the acts amendatory thereof," having been announced for a third reading,

On motion of Mr. J. I. Burns, and by unanimous consent, the same was amended as follows:

Page 2, Section 1, line 38, add at the end thereof the words "and all proceedings authorized by this act shall be conducted in the manner and form in this act prescribed."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	Lane, O. F.	Stevens, N.
Acker	Coons	Gretsinger	Larmon	Stevens, W. C.
Adams	Cornell	Groat	Le Roy	Stewart

Andrus	Courtney	Guenther	Lewis, B. B.	Stranahan
Bennett	Curtis	Guibord	Lewis, R. J.	Sullivan
Blanchfield	Davis	Haffner	L'Hommedieu	Sulzer
Blumenthal	Decker	Harwood	Mase	Thompson
Boyce	Dempsey	Hoag	McTernan	Tompkins
Bradford	de Peyster	Huson	Menninger	Treadway
Brady	Deyo	Johnson, A.	O'Connor, J. K.	Webster
Bridges	Dickinson	Johnson, I. S.	O'Hare	Weed
Burns, J. I.	Dinkelspiel	Jones	Rice	Whipple
Burns, W. B.	Endres	Kill	Sawmiller	White
Byrne	Fish	King	Stein	Willis
Christie	Gardenier	Kurth	Stevens, J. H.	Wissig
Connelly	Gibbs	Lane, H. J.		

Ordered, That the Clerk deliver said bill to the Senate, and again request their concurrence therein.

Mr. Sheehan asked unanimous consent that the committee on the judiciary be discharged from the further consideration of Senate bill No. 557, entitled "An act to promote the independence of voters at public election, enforce the secrecy of the ballot, and provide for the printing and distribution of ballots at public expense," and that the same do now have its third reading.

Objected to by Mr. Fish.

The Senate bill (No. 488) entitled "An act to incorporate the Troy and Breaker Island Bridge Company, and to authorize the construction of a bridge across the Hudson river at the city of Troy, and appurtenances and approaches to said bridge" (Rec. No. 334), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	Lane, H. J.	Rhodes
Acker	Courtney	Gretsinger	Larmon	Rice
Adams	Curtis	Groat	Le Roy	Riley
Ballantine	Davis	Guenther	Lewis, B. B.	Sage
Barton	Decker	Guibord	L'Hommedieu	Sawmiller
Bennett	Dempsey	Haffner	Martin	Sheehan
Blanchfield	de Peyster	Harwood	Mase	Sheffer
Blumenthal	Deyo	Henderson	McBride	Stevens, J. H.
Boyce	Dickinson	Hitt	Miller	Stranahan
Bradford	Dinkelspiel	Huson	Mitchell	Sullivan
Bridges	Endres	Johnson, A.	Mott	Thompson
Burns, J. I.	Everett	Johnson, I. S.	O'Connor, J. J.	Treadway
Burns, W. B.	Fish	Jones	O'Connor, J. K.	White
Bush, G. H.	Fitts	Kerrigan	O'Hare	Willis
Christie	Gardenier	Kimball	Pearsall	Wissig
Connelly	Gibbs	Kurth		

For the negative,
Sulzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kurth offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 804, entitled "An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush, in the county of Kings, to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The privileges of the floor were extended to Hon. A. A. Yates.

Leave of absence was granted to Mr. McKnight for the day.

In pursuance of a notice heretofore given, Mr. McTernan moved to suspend Rules 3 and 49 for the purpose of reading the third time out of its order Assembly bill No. 1234, entitled "An act to amend section 4 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, and the several acts amendatory thereof,' relating to police and excise."

Mr. Speaker put the question whether the House would agree to suspend Rules 3 and 49, and it was determined in the affirmative.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Bennett	Davis	Haffner	Monaghan	Sheffer
Blanchfield	Dempsey	Harwood	Mott	Sohmer
Boyce	Deyo	Henderson	O'Connor, J. K.	Stevens, J. H.
Bradford	Dickinson	Hitt	O'Connor, J. J.	Stevens, W. C.
Brady	Dinkelspiel	Huson	O'Hare	Stewart
Bridges	Duffy	Johnson, A.	Page	Sulzer
Burns, J. I.	Endres	Johnson, I. S.	Peck	Thompson
Burns, W. B.	Fish	Jones	Pierson	Tompkins
Byrne	Fitts	Kill	Rhodes	Webster
Connolly	Greene	Lane, H. J.	Rice	Weed
Cooney	Gretsinger	Lane, O. F.	Sawmiller	White
Coons	Groat	Lewis, B. B.	Schaaff	Willis
Cornell	Guenther	McTernan	Sheehan	Wissig
Courtney	Guibord			

The rule having been suspended, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Monaghan	Sheehan
Acker	Courtney	Haffner	Mullaney	Sheffer
Adams	Currier	Henderson	Nolan	Stein
Ballantine	Curtis	Hitt	O'Connor, J. J.	Stevens, J. H.
Barton	Davis	Huson	O'Connor, J. K.	Stevens, W. C.
Bennett	Dempsey	Johnson, A.	O'Hare	Stewart
Blanchfield	Deyo	Johnson, I. S.	Page	Stranahan
Blumenthal	Dickinson	Jones	Pearsall	Sullivan
Boyce	Dinkelspiel	Kerrigan	Peck	Sulzer
Brady	Endres	Lane, H. J.	Pierson	Thompson
Bridges	Fish	Lane, O. F.	Rhodes	Tompkins
Burns, J. I.	Fitts	Le Roy	Rice	Webster
Bush, G. H.	Gardenier	Lewis, B. B.	Riley	Whipple
Byrne	Greene	L'Hommedieu	Saunders	White
Connelly	Gretsinger	McBride	Sawmiller	Willis
Cooney	Groat	McTernan	Schaaff	Wissig
Coons	Guenther	Miller	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 809) entitled "An act to revise the charter of the village of Alden," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Haffner	Miller	Selleck
Acker	Curtis	Harwood	Monaghan	Sheehan
Adams	Davis	Henderson	Nolan	Sheffer
Ballantine	Decker	Huson	O'Connor, J. J.	Sohmer
Barton	Dempsey	Johnson, A.	O'Connor, J. K.	Stevens, J. H.
Bennett	Deyo	Johnson, I. S.	O'Hare	Stevens, W. C.
Blanchfield	Dickinson	Jones	Page	Stewart
Blumenthal	Dinkelspiel	Kill	Pearsall	Sulzer
Boyce	Davis	Kurth	Peck	Thompson
Bradford	Fish	Lane, H. J.	Pierson	Tompkins
Brady	Fitts	Lane, O. F.	Rhodes	Treadway
Bush, G. H.	Gardenier	Larmon	Rice	Webster
Byrne	Greene	Le Roy	Riley	Weed
Christie	Gretsinger	Lewis, B. B.	Sage	Whipple
Connelly	Groat	L'Hommedieu	Saunders	White
Cooney	Guenther	McBride	Sawmiller	Willis
Coons	Guibord	McTernan	Schaaff	Wissig
Cornell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. Mullaney moved to suspend Rules 3 and 49, for the purpose of reading the third time, out of its order, Assembly bill No. 1008, entitled "An act relative to and percentages to be paid by street surface railroad companies."

Mr. Speaker put the question whether the House would agree to suspend rules 3 and 49, and it was determined in the affirmative.

{AYES 65}
{NOES 2}

Those who voted in the affirmative, were

Acker	Cornell	Guenther	McTernan	Schaaff
Adams	Courtney	Guibord	Menninger	Sheehan
Ballantine	Curtis	Henderson	Monaghan	Sheffer
Barton	Davis	Hitt	Mullaney	Sullivan
Bennett	Decker	Huson	Nolan	Thompson
Blanchfield	Dempsey	Johnson, A.	O'Connor, J. J.	Tompkins
Blumenthal	Dinkelspiel	Johnson, H. C.	O'Connor, J. K.	Treadway
Brady	Duffy	Johnson, I. S.	O'Hare	Webster
Burns, J. I.	Endres	Jones	Peck	Whipple
Byrne	Fish	Kill	Pierson	White
Christie	Fitts	Lane, H. J.	Riley	Willis
Cooney	Gardenier	L'Hommedieu	Saunders	Wissig
Coons	Gibbs	McBride	Sawmiller	Mitchell

Those who voted in the negative, were

Deyo Sulzer

Said bill having been announced for a third reading,

Mr. Andrus moved to recommit said bill to the committee on railroads, retaining its place on the order of third reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. R. J. Lewis moved to recommit said bill to the committee on railroads, with instructions to strike out the enacting clause.

Mr. Adams moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. R. J. Lewis, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 34}

Those who voted in the affirmative, were

Adams	Curtis	Johnson, H. C.	Monaghan	Shields
Ballantine	Dempsey	Kelly	Mullaney	Stein
Barton	de Peyster	Kerrigan	Nolan	Stevens, J. H.
Blanchfield	Dinkelspiel	Kill	O'Connor, J. J.	Stevens, N.
Boyce	Duffy	Kimball	O'Connor, J. K.	Stevens, W. C.
Brady	Fish	Kurth	O'Hare	Stranahan
Burns, J. I.	Gardenier	Lane, H. J.	Peck	Sullivan
Burns, W. B.	Gibbs	Larmon	Rice	Thompson
Byrne	Greene	L'Hommedieu	Riley	Treadway
Byrnes	Gretsinger	Martin	Sawmiller	Webster
Clarke	Guenther	McBride	Schaaff	Weed
Cooney	Haffner	McTernan	Sheehan	Willis
Cornell	Hitt	Menninger	Sheffer	Wissig
Currier				

Those who voted in the negative, were

Abbey	Connelly	Henderson	King	Sage
Acker	Coons	Hoag	Lewis, R. J.	Saunders
Andrus	Davis	Huson	Miller	Sulzer
Bennett	Deyo	Johnson, A.	Mott	Tompkins
Blumenthal	Endres	Johnson, I. S.	Page	Whipple
Bridges	Everett	Johnson, R. S.	Pearsall	White
Christie	Fitts	Jones	Pierson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to notice heretofore given, Mr. O'Hare moved to suspend Rules 3 and 49, so that Assembly bill (printed No. 1261), entitled "An act to amend chapter 57, Laws 1883, entitled 'An act for the preservation of public records, maps and papers,'" now on the order of third reading, be taken up out of its regular order and be now read for the third time.

On motion of Mr. O'Hare, and by unanimous consent, said bill was made a special order at 4 o'clock,

The bill (No. 1392) entitled "An act to allow domestic electric light and power corporations to build, maintain and operate by electricity as a motive power, railroads other than street surface railroads and not exceeding twenty miles in length," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Byrnes	Fish	Kimball	Peck
Acker	Christie	Fitts	Lane, H. J.	Rice
Adams	Connelly	Gardenier	Lane, O. F.	Saunders

Andrus	Cooney	Gibbs	Larmon	Schaaff
Barton	Coons	Gretsinger	Lewis, B. B	Sheffer
Bennett	Cornell	Guenther	McTernan	Shields
Blanchfield	Currier	Guibord	Miller	Sohmer
Blumenthal	Curtis	Henderson	Mitchell	Stevens, W. C.
Boyce	Davis	Hitt	Mott	Stewart
Bradford	Decker	Huson	Mullaney	Tompkins
Brady	Dempsey	Johnson, A.	Nolan	Treadway
Bridges	de Peyster	Johnson, H.C.	O'Connor, J.J.	Webster
Burns, J. I.	Deyo	Johnson, I. S.	O'Connor, J.K.	Weed
Burns, W. B.	Dinkelspiel	Johnson, R.S.	O'Hare	White
Bush, G. H.	Endres	Jones	Pearsall	Wissig
Byrne	Everett			

Those who voted in the negative, were

Lewis, R. J. Sulzer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 941) entitled "An act to provide for repairing and reconstructing the banks and channel of Glen creek in the village of Watkins, and making an appropriation therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 6}

Those who voted in the affirmative, were

Abbey	Clarke	Greene	Lewis, B. B.	Schaaff
Acker	Cornell	Gretsinger	L'Hommedieu	Sheehan
Adams	Crawford	Guenther	McBride	Sheffer
Andrus	Currier	Guibord	McTernan	Shields
Barton	Curtis	Haffner	Nolan	Stevens, N.
Bennett	Decker	Hitt	O'Connor, J.K.	Stevens, W. C.
Blanchfield	Dempsey	Hoag	O'Hare	Thompson
Boyce	de Peyster	Johnson, A.	Page	Tompkins
Bradford	Dickinson	Johnson, H.C.	Pearsall	Treadway
Brady	Dinkelspiel	Johnson, R.S.	Peck	Webster
Burns, J. I.	Duffy	Jones	Pierson	Weed
Burns, W. B.	Endres	Kelly	Rhodes	White
Bush, G. H.	Everett	Kill	Rice	Willis
Byrne	Fitts	Kurth	Sawmiller	Wissig
Byrnes	Gardenier	Lane, H. J.		

Those who voted in the negative, were

Blumenthal	Henderson	Lewis, R. J.	Mitchell	Sohmer
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the Senate bill entitled "An act to amend chapter 355 of the Laws of 1880, entitled 'An act relating to the Central New York Institution for Deaf-Mutes, at Romé, New York'" (Rec. No. 157), with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill entitled "An act to amend section 291 of the Penal Code, relating to children" (Rec. No. 154), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock, P. M.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Wissig gave notice that on some future day he would move to suspend Rules 3, 29 and 49 for the purpose of reading out of its order Senate bill No. 427, entitled "An act to amend section 1531 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 256 of the Laws of 1884, in relation to deputy clerks of the court of general sessions."

The privileges of the floor were extended to Hons. John J. Cullen, Matthew P. Breen and John P. Windolph; also to the following committee from the common council of the city of Buffalo, consisting of W. C. Houck, Aldermen Collingwood, Drake, Kreetner, Shields, Barnum, Hillery, Sommers and Higgins; also to the president and trustees of the village of Peekskill.

Leave of absence was granted to Mr. Page for the day.

Mr. Dempsey gave notice that at some future day he would move to suspend Rules 3, 28 and 49, in order that Senate bill, Rec. No. 277, entitled "An act to improve the sanitary condition of the old abandoned Erie canal in the city of Rome;" may be considered out of its order.

Mr. King gave notice that at some future day he would move to suspend Rules 3, 27 and 49 in order that Senate bill No. 611, entitled "An act to amend section 712 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 567 of the Laws of 1887, relating to the department of docks," now on the order of second reading, may be read the second and third time out of its order.

The bill (No. 887) entitled "An act releasing certain real estate of the Prospect Hill Reformed Dutch church, in the city of New York, from the taxes for 1889," was read the second time.

On motion of Mr. R. J. Lewis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 825) entitled "An act to amend an act entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance, and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873," having been announced for a second reading,

Mr. Deyo moved to amend the same as follows:

Section 1, line 14, after the word "law" insert the words "and when such place is actually closed to the public."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Deyo moved to amend the same as follows:

Section 1, line 12, strike out the words "and officer of police, or law, or any agent of any society," and insert the word "or" in place of the comma between the words "constable" and "policeman."

Mr. King moved to recommit said bill to the committee on excise.

Mr. Martin moved to lay the motion of Mr. King upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Martin, and it was determined in the affirmative.

Mr. R. S. Johnson moved to take from the table the bill (No. 1280) entitled "An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3, and section 3 of title 4, and sections 2 and 4 of title 5 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a second reading,

On motion of Mr. R. S. Johnson, and by unanimous consent, the same was amended as follows:

Add the following as a new section:

"§ 8. Section 1 of title 7 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' is hereby amended so as to read as follows:

"§ 1. A village incorporated under this act shall constitute a separate highway district within its corporate limits, exempt from the superintendence of any one except the board of trustees, who shall be commissioners of highways in and for such village, and shall have all the powers of commissioners of highways of towns in this State, subject to this act, and, as such, they shall have power to discontinue, lay out, open, widen, alter, change the grade or otherwise improve roads, avenues, streets, lanes, crosswalks and sidewalks; and for that purpose may take and appropriate any land in said village; but no road, avenue, street, lane or crosswalk shall be opened or altered, unless all claims for damages on account of such opening or altering shall be released without remuneration, except on the written petition of at least ten freeholders residing in said village, which petition shall specify the improvement to be made, describe the land to be taken, state the owner or owners thereof, when known, and shall be filed in the office of the clerk of the village. On the presentation of such petition, the trustees shall and must meet and examine the same, and, if they decide the improvement shall be made, they shall so decide by resolution to be entered in the minutes of the board; and they shall

thereupon put up, in five public places in said village, a correct description of the lands to be taken to make such improvement, and a notice that the trustees, at a place and on a day, and at an hour therein specified, not less than five days from the date and posting thereof, will meet and hear any objections that may be made to the taking of such land, or making such improvement; a copy of which notice must be served on the owner or owners of such land at least five days before said meeting, unless said owner is a non-resident of such village; in which case, said notice and description must be deposited in the said village post-office, directed to said owner, at least twenty days before such meeting. Any person interested may be heard and introduce testimony before the board of trustees as to the matter, on the day specified in the notice, or on such other days as the board may appoint. After such hearing, the trustees may deny the petition or approve and declare by resolution, to be entered in their minutes, their intention to make the said improvements, and proceed to obtain possession of the lands described in the manner provided by this act. And whenever any street or highway or any part thereof, in any village heretofore incorporated, or which may be hereafter incorporated under the provisions of this act, shall have become or hereafter become impassable for teams and vehicles and shall have so remained or shall so remain for the space of one year, the board of trustees of such village may make and enter upon the minutes of such board, a description in writing of such street or highway, or part thereof, which shall have become or shall hereafter so become impassable and so remain for the space of one year and file the same with the village clerk, and said street or highway or part thereof so described shall be thereupon discontinued.

Change "§ 8" to "§ 9."

Amend the title so as to read as follows:

"An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3, and section 3 of title 4 and sections 2 and 4 of title 5, and section 1 of title seven of chapter 291 of the laws of 1870, entitled 'An act for the incorporation of villages.'"

Said bill, as amended, was then read the second time.

On motion of Mr. R. S. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1445) entitled "An act to compel commission merchants or persons selling goods on commission to make returns and furnish statements of goods sold," having been announced for a second reading,

Mr. Andrus moved to recommit said bill to the committee on agriculture, with instructions to strike out the enacting clause.

Mr. J. I. Burns moved to commit said bill to the committee on the judiciary.

Mr. W. C. Stevens moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. J. I. Burns, and it was determined in the affirmative.

The Senate bill (No. 367) entitled "An act to amend chapter 51 of

the Laws of 1870, entitled 'An act to amend the act for the incorporation, of benevolent, charitable, scientific and missionary societies,' passed April 12, 1848" (Rec. No. 170), having been announced for a second reading,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows :

Strike out all after the enacting clause and insert the following :

SECTION 1. Section 1 of chapter 51 of the Laws of 1870, entitled "An act to amend the act for the incorporation of benevolent, charitable, scientific and missionary societies," passed April 12, 1848, is hereby amended so as to read as follows :

§ 1. Chapter 319 of the Laws of 1848, entitled "An act for the incorporation of benevolent, charitable, scientific and missionary societies," shall be deemed to authorize the incorporation of any society for the purpose of establishing and maintaining any educational institution or chapel, or place of Christian worship, or any parsonage, rectory or official residence of any bishop, pastor or minister of any Christian church, or any association for the promotion of the well-being of young men, women or boys, by the maintenance of free night schools, free lectures or libraries.

§ 2. Section 5 of said chapter 51 of the Laws of 1870 is hereby amended so as to read as follows :

§ 5. The building owned by any association incorporated under either of the aforesaid acts, having among its stated corporate objects the promotion of the well-being of young men, women or boys, which building is entirely occupied by such association, and in active use by it for its proper uses only, including use as a free school or library, and is not used as a residence or for general business purposes, shall, together with the lot whereon such building stands, be exempt from taxation. This exemption shall not extend to any other property of such association. This act shall apply as well to societies heretofore organized under the aforesaid act as to those which shall be hereafter organized.

§ 3. This act shall take effect immediately.

On motion of Mr. Hitt, said bill was ordered to a third reading and printed as an Assembly bill, and committed to the committee on charitable and religious societies, retaining its place on the order of third reading, with power to report at any time.

Mr. Gardenier called from the table the bill (No. 765) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim or claims of Peter R. Fingar against the State, and to make an award therein."

On motion of Mr. Gardenier, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 208) entitled "An act to amend section 1290 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," in relation to actions for penalties" (Rec. No. 138), was read the second time.

Said bill was then read the second time.

On motion of Mr. Dinkelspiel, said bill was placed on the order of third reading.

Mr. H. C. Johnson called from the table the bill (No. 1198) entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'"

Said bill was then read the second time.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Jones called from the table the bill (No. 1287) entitled "An act to amend section 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts."

Mr. Jones moved to amend by striking out in section 1, line 17, the word "with" and inserting the word "which."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Jones, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 424) entitled "An act to amend chapter 897 of the Laws of 1871, entitled 'An act to incorporate the Poughkeepsie Bridge Company, for the purpose of constructing and maintaining a bridge, appurtenances and approaches to the same, over the Hudson river at a point or points between the city of Poughkeepsie and town of Lloyd, Ulster county, on said river'" (Rec. No. 153), having been announced for a second reading,

Mr. Adams moved to commit said bill to the committee on commerce and navigation for a hearing.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1508) entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city,' and the several acts amendatory thereof and supplementary thereto," was read the second time.

On motion of Mr. Courtney, said bill was placed on the order of third reading, and referred to the committee on revision.

On motion of Mr. Courtney, said bill was substituted for Senate bill No. 487, now on the order of third reading.

The bill (No. 1447) entitled "An act in relation to private bankers," was read the second time.

On motion of Mr. Stein, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1477) entitled "An act to amend sections 2512 and 2546 of the Code of Civil Procedure," having been announced for a second reading,

On motion of Mr. O'Hare, and by unanimous consent, the same was amended as follows:

Section 2, line 12, after the word "surrogate" insert the words "regularly admitted to practice as an attorney and counselor-at-law."

Same section, lines 13 and 14, after the word "and" strike out the words "except where such referee is the assistant to the surrogate."

Said bill, as amended, was then read the second time.

On motion of Mr. O'Hare, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 394) entitled "An act to amend chapter 420 of the Laws of 1888, entitled 'An act to provide for police matrons in cities'" (Rec. No. 267), was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading.

The bill (No. 603) entitled "An act to amend chapter 94 of the Laws of 1872, entitled 'An act to incorporate the Moose River Improvement Company,'" was read the second time.

On motion of Mr. Lane, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1199) entitled "An act to amend chapter 443 of the Laws of 1864, entitled 'An act for the lighting the streets of the town of Flatbush, in the county of Kings, with gas,'" was read the second time.

On motion of Mr. Weed, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1294) entitled "An act to amend chapter 172 of the Laws of 1863, entitled 'An act in relation to the accounts of town officers,'" was read the second time.

On motion of Mr. O. F. Lane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1194) entitled "An act to amend chapter 174, Laws of 1853, entitled 'An act in relation to laying out private roads and discontinuing public highways,'" was read the second time.

On motion of Mr. Nixon, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1155) entitled "An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870," having been announced for a second reading,

On motion of Mr. Boyce, the same was amended as follows:

Section 1, line 32, insert after the word "aforesaid" the words "and Lake avenue within the limits aforesaid."

Said bill, as amended, was then read the second time.

On motion of Mr. Boyce, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 903) entitled "An act to repeal chapter 253 of the Laws of 1878, entitled 'An act relating to the term of office of the supervisors of the counties of Albany, Livingston, Rensselaer and Monroe,'" was read the second time.

On motion of Mr. Hitt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1292) entitled "An act to regulate the price of illuminating gas in villages and cities of 10,000 and over up to 800,000," having been announced for a second reading,

On motion of Mr. Boyce, the title was amended by striking out the words "eight hundred" and inserting the word "twenty."

Said bill, as amended, was then read the second time.

On motion of Mr. Boyce, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1189) entitled "An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the acts amendatory thereof relating to the powers of water commissioners," was read the second time.

On motion of Mr. Nixon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1161) entitled "An act to amend chapter 465 of the Laws of 1875, entitled 'An act to require the payment of certain premiums to the fire department of cities and incorporated villages by fire insurance companies not organized under the laws of the State of New York, but doing business therein, as amended by chapter 359 of the Laws of 1876, and as amended by chapter 153 of the Laws of 1879, and as amended by chapter 604 of the Laws of 1886,'" having been announced for a second reading;

On motion of Mr. O. F. Lane, the title was amended by striking out in line 4 the word "incorporated."

Said bill, as amended, was then read the second time.

On motion of Mr. O. F. Lane, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1066) entitled "An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies, and casualty insurance companies and in relation to agencies for such companies,' and the acts amendatory thereof," was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1296) entitled "An act to define and declare the responsibility for constructing and maintaining certain bridges over navigable tide waters, having draws to permit the passage of vessels plying in such waters," having been announced for a second reading;

On motion of Mr. Mase, and by unanimous consent, the same was amended as follows:

Section 2, line 5, add after the word "reconstruction" the words "but nothing contained in this act shall be deemed to apply to the county of New York or to the county of Kings."

Said bill, as amended, was then read the second time.

On motion of Mr. Mase, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 187) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim or claims of John F. Porter, Jr., against the State, and to make an award herein" (Rec. No. 97), having been announced for a second reading.

On motion of Mr. Hitt, the same was laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 923) entitled "An act conferring jurisdiction upon the Board of Claims to hear, audit and determine the claim of Seth S.

Conover against the State," having been announced for a second reading.

Mr. R. J. Lewis moved to recommit said bill to the committee on claims, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Endres, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1201) entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of Albert Kelly, Patrick O'Connor, Dwight Wilcox, Hannah Stewart, Willard Stewart, Francis Lamson, John F. Stewart, Wilson Stewart, John Gibbons, Oliver Payne, Charles Fuller, Thomas Welch, George McKay, heirs of Simon Stewart, deceased, William Quade, Patrick Powers, William Palmer, and heirs of Lawrence Phillips, deceased, against the State of New York, and to make an award thereon," was read the second time.

On motion of Mr. Stranahan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1237) entitled "An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases," having been announced for a second reading,

On motion of Mr. J. K. O'Connor, the same was amended as follows:

Section 1, lines 24 and 25, strike out the words "on behalf of the State."

Section 3, line 23, after the word "State" add the words "through its executive."

Section 5, line 2, after the word "measures" strike out the words "in behalf of the State."

Same section, line 5, strike out the words "The State" and insert the words "said equity fund."

Mr. R. J. Lewis moved to recommit said bill to the committee on claims with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. J. K. O'Connor, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Gretsinger gave notice that on some future day he would move to suspend Rules 3, 26, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 293, entitled "An act to incorporate the New York and Brooklyn Tunnel Company," now on the order of second reading, and that the same may be read out of its order in the order of third reading.

Mr. Connelly moved to take from the table the motion to reconsider the vote by which Assembly bill No. 1391, entitled "An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for

the assessment of mortgages, judgments and other evidences of debt," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the negative a majority of all the members elected to the Assembly, not voting in favor thereof, and three-fifths being present.

{AYES 59}
{NOES 42}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Lewis, B. B.	Sage
Acker	Curtis	Harwood	L'Hommedieu	Saunders
Andrus	Davis	Henderson	Mase	Sheffer
Ballantine	Decker	Huson	Miller	Stevens, N.
Bennett	Dempsey	Johnson, A.	Mitchell	Stevens, W. C.
Boyce	Deyo	Johnson, H. C.	Mott	Stewart
Bradford	Dickinson	Johnson, I. S.	Nixon	Stranahan
Bridges	Everett	Johnson, R. S.	Pealer	Thompson
Burns, W. B.	Fish	Kimball	Pearsall	Tompkins
Bush, G. H.	Fitts	Lane, H. J.	Peck	Towne
Christie	Gardenier	Lane, O. F.	Pierson	Whipple
Coons	Greene	Larmon	Rhodes.	

Those who voted in the negative, were

Adams	Cooney	Kerrigan	Nolan	Sohmer
Barton	Courtney	King	O'Connor, J. J.	Stevens, J. H.
Blanchfield	Dinkelspiel	Kurth	O'Connor, J. K.	Sullivan.
Blumenthal	Endres	Lewis, R. J.	O'Hare	Sulzer
Brady	Gibbs	Martin	Riley	Treadway
Burns, J. I.	Gretsinger	McBride	Sawmiller	Webster
Byrne	Haffner	McTernan	Schaaff	Weed
Clarke	Hoag	Menninger	Shields	Wissig
Connelly	Kelly	Monaghan		

The bill (No. 1297) entitled "An act to authorize and require the State Engineer and Surveyor to locate and determine the boundary line between the county of Genesee and the counties of Erie and Niagara," was read the second time.

On motion of Mr. Guenther, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1298) entitled "An act to provide for the improvement and maintenance of the public roads in certain counties as county roads," having been announced for a third reading,

On motion of Mr. Cornell, Senate bill (Rec. No. 316), entitled "An act to provide for the improvement and maintenance of the public

roads in certain counties as county roads," now on the order of second reading, was substituted for said bill, and the Senate bill placed on the order of third reading.

The Senate bill (No. 160) entitled "An act to amend chapter 106 of the Laws of 1886, entitled 'An act to incorporate the Lockport Water Supply Company' (Rec. No. 69), was read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading.

The bill (No. 1021) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of John D. Hutchinson against the State of New York, and to make an award therefor," was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1020) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Charles M. Brown against the State of New York, and to make an award therefor," was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Gretsinger called from the table the bill (No. 842) entitled "An act to prevent persons from unlawfully using or wearing the badge of the society of veterans of the regular army and navy of the United States."

Said bill was then read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Blumenthal called from the table the bill (No. 1394) entitled "An act to amend section 4 and repeal section 5 of title 1 of chapter 13 of part 1 of the Revised Statutes, relative to exemptions from taxation."

Said bill having been announced for a second reading,

Mr. Blumenthal moved to amend the same as follows:

Section 1, strike out all of the lines from and including line 1 down to and including line 20.

Commence section 1 at line 21.

Same section, line 28, after the word "boys" insert the words "shall be exempt from taxation."

Same section, line 29, after the word "this" strike out the word "subdivision" and insert the word "act."

Same section, strike out all of the remainder thereof commencing at and including line 41.

Strike out all of sections 2 and 3.

Change "§ 4" to "§ 2."

Amend the title so as to read as follows:

"An act in relation to the taxation of charitable and educational institutions."

Mr. Henderson moved to recommit said bill to the committee on taxation and retrenchment, with instructions to strike out the enacting clause.

Mr. Andrus moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Blumenthal, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Henderson, and it was determined in the affirmative.

Mr. O'Hare called up the special order made at the session this morning as follows:

Pursuant to notice heretofore given, Mr. O'Hare moved to suspend Rules 3 and 49, so that Assembly bill No. 1261, entitled "An act to amend chapter 57 of the Laws of 1883, entitled 'An act for the preservation of public records, maps and papers,'" now on the order of third reading be taken up out of its regular order, and be now read for the third time.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Hare, to suspend Rules 3 and 49, and it was determined in the affirmative.

{AYES 67}
{NOES 00}

Those who voted in the affirmative, were

Acker	Coons	Guibord	Martin	Sohmer
Adams	Cornell	Harwood	Mase	Stein
Andrus	Currier	Henderson	McTernan	Sulzer
Bennett	Davis	Huson	Mitchell	Thompson
Blanchfield	Dempsey	Johnson, A.	Mott	Tompkins
Boyce	Deyo	Johnson, R.S.	Nixon	Towne
Brady	Dinkelspiel	Jones	O'Connor, J.J.	Townsend
Bridges	Everett	Kelly	O'Hare	Treadway
Burns, J. I.	Fish	Kerrigan	Pealer	Webster
Burns, W. B.	Fitts	Kurth	Pierson	Weed
Bush, G. H.	Gardenier	Lane, H. J.	Rhodes	Whipple
Byrne	Greene	Lane, O. F.	Riley	White
Clarke	Gretsinger	L'Hommedieu	Saunders	Wissig
Cooney	Guenther			

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Davis	Huson	Mitchell	Sohmer
Acker	Decker	Johnson, A.	Monaghan	Stein
Adams	Dempsey	Johnson, H.C.	Mott	Stevens, J. H.
Bennett	Deyo	Jones	Nixon	Stevens, W. C.
Blanchfield	Dickinson	Kelly	Nolan	Stranahan
Boyce	Dinkelspiel	Kerrigan	O'Connor, J. J.	Sulzer

Brady	Everett	King	O'Connor, J. K.	Thompson
Bridges	Fish	Kurth	Pealer	Tompkins
Burns, J. I.	Fitts	Lane, O. F.	Pearsall	Towne
Burns, W. B.	Gardenier	Lewis, B. B.	Pierson	Townsend
Bush, G. H.	Gibbs	Lewis, R. J.	Rhodes	Webster
Byrne	Groat	Martin	Rice	Weed
Christie	Guenther	Mase	Riley	Whipple
Clarke	Guibord	McBride	Sage	White
Cooney	Harwood	McTernan	Saunders	Willis
Cornell	Hitt	Miller	Sawmiller	Wisig
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of having Senate bill No. 431, entitled "An act to revise and consolidate the laws for suppressing intemperance and for regulating the sale of intoxicating liquors," read out of its order on second and third reading.

The concurrent resolution (No. 999) entitled "Concurrent resolutions proposing an amendment to article 6 of the Constitution, relating to the election of additional justices of the Supreme Court," having been announced for a second reading.

On motion of Mr. McTernan said concurrent resolution was laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Pearsall, raised the point of order that the motion to reconsider the vote by which Assembly bill No. 1391 was lost on the motion of Mr. Connelly, had been taken from the table while the House was on the order of second reading, and the motion to reconsider lost, thereby killing the bill; that under the rules of the Assembly the motion could not be made except when the House was under the order of third reading of bills.

Mr. Speaker decided the point of order well taken.

Mr. Sohmer gave notice that at some future time he would move to suspend Rules 3, 28, 29, 30 and 49, in order to take up the Senate bill introduced by Mr. Roesch (No. 29), entitled "An act to amend section 663 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, in relation to the powers, duties and health fund of the board of health, and of the health department of the city of New York, and for the preservation of the public health,' " out of its regular order, now on the order of second reading, to have its third reading.

Mr. Sheehan asked unanimous consent that Rule 49 hereafter be suspended by a standing vote, instead of calling the roll.

There being no objection, it was so ordered.

Mr. Fish asked unanimous consent that Senate bill No. 557, entitled "An act to promote the independence of voters at public election, enforce the secrecy of the ballot, and provide for the print-

ing and distribution of ballots at public expense," be made a special order for 4 o'clock Wednesday.

Said bill being in the hands of the committee on the judiciary,

Mr. Acker asked unanimous consent to make a report from the committee on the judiciary.

Objected to by Mr. Sullivan.

Mr. Sheehan moved to extend the time of the session fifteen minutes.

Mr. Speaker decided the motion not in order.

By unanimous consent,

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 388, entitled "An act to promote the independence of voters at public elections, enforce the secrecy of the ballot, and provide for the printing and distribution of ballots at public expense," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker asked unanimous consent that said bill do now have its third reading.

Objected to by Mr. O'Hare.

The hour of 6 o'clock having arrived, the House took a recess till 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

Mr. Fish moved that the Saxton bill entitled "An act to promote the independence of voters at public election, enforce the secrecy of the ballot, and provide for the printing and distribution of ballots at public expense" (No. 557), be made a special order to-morrow at 4 o'clock, on second and third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Bridges asked unanimous consent that Senate bill No. 477, entitled "An act to further amend section 50 of title 7 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' authorizing boards of education and trustees of school districts to purchase national flags for school-houses, and to care for the same" (Rec. No. 240), do now have its second and third reading.

There being no objection, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Gibbs	Lane, O. F.	Sage
Acker	Cornell	Gretsinger	Larmon	Saunders
Adams	Courtney	Guenther	Lewis, B. B.	Schaaff
Andrus	Crawford	Haffner	Martin	Shields
Barton	Currier	Hitt	Menninger	Stein
Bennett	Curtis	Huson	Monaghan	Stevens, J. H.
Blanchfield	Davis	Jonnsnson, A.	Mott	Stevens, N.
Blumenthal	Dempsey	Johnson, H.C.	Mullaney	Sulzer
Boyce	Deyo	Johnson, I. S.	O'Connor, J.J.	Thompson
Bradford	Dickinson	Johnson, R.S.	O'Connor, J.K.	Tompkins
Bridges	Dinkelspiel	Jones	Page	Towne
Burns, J. I.	Duffy	Kelly	Pealer	Van Vranken
Bush, G. H.	Endres	Kill	Peck	Webster
Byrne	Fish	Kimball	Pierson	Whipple
Byrnes	Fitts	King	Rhodes	Willis
Christie	Gardenier	Lane, H. J.	Riley	Speaker

For the negative,

Harwood

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Sheehan gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of considering out of its order the Senate bill (No. 333) entitled "An act to consolidate and revise the laws relating to registry, except in New York and Brooklyn."

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 189 of the Laws of 1888, entitled 'An act to amend chapter 616 of the Laws of 1887, entitled An act to regulate the heating of steam passenger cars and to provide for the placing of guards and guard posts on railroad bridges and trestles and the approaches thereto'" (Rec. No. 391), which was read the first time.

Mr. W. C. Stevens asked unanimous consent that said bill be ordered to a third reading, printed, and referred to the committee on railroads, retaining its place on the order of third reading.

There being no objection, so ordered.

"An act to amend chapter 529 of the Laws of 1889, entitled 'An act to revise and consolidate the laws relating to the University of the State of New York'" (Rec. No. 392), which was read the first time and referred to the committee on ways and means.

"An act to amend section ninety-three of the Code of Civil Procedure, relative to attendants upon courts in New York city" (Rec. No. 393), which was read the first time and referred to the committee on affairs of cities.

"An act making an appropriation for the professional instruction of common school teachers in academies and union schools" (Rec. No. 394), which was read the first time.

Mr. Fish asked unanimous consent that said bill do now have its second and third reading.

There being no objection, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Davis	Johnson, I. S.	Mitchell	Sheffer
Andrus	Dempsey	Johnson, R. S.	Mott	Shields
Barton	Deyo	Jones	Mullaney	Stein
Blanchfield	Dickinson	Kelly	Nolan	Stevens, J. H.
Boyce	Dinkelspiel	Kill	O'Connor, J. J.	Stevens, N.
Bradford	Duffy	Kimball	O'Connor, J. K.	Stevens, W. C.
Brady	Fish	Lane, H. J.	O'Hare	Sulzer
Bridges	Fitts	Lane, O. F.	Pealer	Thompson
Burns, J. I.	Gardenier	Larmon	Pearsall	Tompkins
Bush, G. H.	Greene	Lewis, R. J.	Rhodes	Towne
Byrne	Gretsinger	L'Hommedieu	Sage	Treadway
Christie	Guenther	Martin	Saunders	Van Vranken
Connelly	Haffner	Mase	Sawmiller	Webster
Cornell	Hoag	McBride	Schaaff	Willis
Courtney	Johnson, A.	Menninger	Selleck	Wissig
Currier	Johnson, H. C.	Miller	Sheehan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery" (Rec. No. 395), which was read the first time and referred to the committee on affairs of villages.

"An act to provide for submitting a proposed amendment to article 6 of the Constitution to the electors of the State" (Rec. No. 396), which was read the first time.

On motion of Mr. Greene, and by unanimous consent, said bill was placed on the order of third reading.

"An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (Rec. No. 397), which was read the first time.

Mr. R. J. Lewis moved that said bill be ordered to a third reading, and referred to the committee on the judiciary, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

"An act to authorize the selection and location of certain grounds for public parks in the city of Brooklyn, and in the vicinity thereof" (Rec. No. 398), which was read the first time.

On motion of Mr. Gretsinger, said bill was substituted for Assembly bill No. 1515, now on the order of second reading.

"An act to amend sections 993, 1022 and 1023 of the Code of Civil Procedure, relating to findings of particular questions by a court or referee" (Rec. No. 397), which was read the first time and referred to the committee on codes.

"An act making appropriations for the payment of certain judgments against the State" (Rec. No. 400), which was read the first time and referred to the committee on ways and means.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of defraying the expense of erecting a municipal court building" (Rec. No. 401), which was read the first time.

On motion of Mr. Sheehan, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Gibbs	Larmon	Shields
Acker	Connolly	Greene	Lewis, R. J.	Stevens, J. H.
Andrus	Coons	Groat	L'Hommedieu	Stevens, N.
Ballantine	Cornell	Guenther	Miller	Stevens, W. C.
Barton	Courtney	Hoag	Mitchell	Stewart
Bennett	Crawford	Johnson, A.	Monaghan	Stranahan
Blanchfield	Currier	Johnson, H. C.	Mott	Thompson
Blumenthal	Dempsey	Johnson, I. S.	Mullaney	Tompkins
Boyce	Deyo	Johnson, R. S.	Nixon	Townsend
Bradford	Dinkelspiel	Jones	O'Connor, J. K.	Treadway
Brady	Duffy	Kill	O'Hare	Van Vranken
Bridges	Endres	Kimball	Pealer	Webster
Burns, J. I.	Everett	King	Sage	Whipple
Bush, G. H.	Fish	Kurth	Saunders	White
Byrne	Fitts	Lane, H. J.	Sawmiller	Willis
Byrnes	Gardenier	Lane, O. F.	Sheehan	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend an act entitled 'An act for the better security of mechanics, laborers and others, who perform labor or furnish material for buildings and other improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts,' passed May 27, 1885" (Rec. No. 402), which was read the first time.

On motion of Mr. Pierson, and by unanimous consent, said bill was substituted for Assembly bill No. 1113, now on the order of second reading.

"An act to secure the independence of electors at elections, secure

secrecy of the ballot, and provide for use of Myers' automatic ballot-booth" (Rec. No. 403), which was read the first time and referred to the committee on the judiciary.

"An act in relation to mortgages" (Rec. No. 404), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 289 of the Laws of 1887, entitled 'An act to further amend chapter 27 of the Laws of 1875, entitled, as amended by chapter 30 of the Laws of 1881, An act to designate the holidays to be observed in the acceptance of bills of exchange, bank checks and promissory notes, and relating to the closing of public offices'" (Rec. No. 405), which was read the first time and referred to the committee on the judiciary.

"An act to reappropriate certain unexpended balances of former appropriations" (Rec. No. 406), which was read the first time and referred to the committee on ways and means.

"An act directing the Secretary of State to furnish all public libraries duly incorporated under the laws of the State of New York, possessing a distinct law library of 1800 or more volumes, with certain copies of the Laws of the State of New York" (Rec. No. 407), which was read the first time and referred to the committee on ways and means.

"An act to amend section 305 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as the same is amended by chapter 180 of the Laws of 1884, and acts supplemental thereto, in relation to the police pension fund of the city of New York'" (Rec. No. 408), which was read the first time.

On motion of Mr. O'Hare, and by unanimous consent, said bill was ordered to a third reading and referred to the committee on affairs of cities, retaining its place on the order of third reading.

"An act to amend section 7 of chapter 425 of the laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies,' as amended by chapter 506 of the Laws of 1887" (Rec. No. 409), which was read the first time and referred to the committee on agriculture.

"An act to amend chapter 170 of the Laws of 1862, entitled 'An act relating to superintendents of the poor and temporary relief in Richmond county'" (Rec. No. 412), which was read the first time, and referred to the committee on internal affairs.

"An act authorizing the adjudication and settlement of the taxes and assessments, and the interest thereon, for the non-payment of the same upon property in One Hundred and Twentieth street in the city of New York, sold by the mayor, aldermen and commonalty of the city of New York to Henry McCadden, Jr., in 1869, about the title to which there has been long litigation" (Rec. No. 413), which was read the first time and referred to the committee on the judiciary.

"An act in relation to juvenile delinquents" (Rec. No. 414), which was read the first time and referred to the committee on the judiciary.

"An act to amend section 2775 of the Code of Civil Procedure" (Rec. No. 415), which was read the first time and referred to the committee on codes.

"An act to further amend chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo,' relating to the water commissioners" (Rec. No. 416), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 537 of the Laws of 1889, entitled 'An act to amend chapter 313 of the Laws of 1886, entitled An act to regulate the practice of veterinary medicine and surgery in the State of New York,' as amended by chapter 166 of the Laws of 1887" (Rec. No. 417), which was read the first time and referred to the committee on public health.

"An act to amend chapter 461 of the Laws of 1871, entitled 'An act to revise the charter of Long Island City'" (Rec. No. 418), which was read the first time.

On motion of Mr. H. C. Johnson, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Martin	Sawmiller
Andrus	Currier	Hitt	McTernan	Schaaff
Ballantine	Curtis	Huson	Menninger	Sheehan
Barton	Davis	Johnson, A.	Miller	Sheffer
Bennett	Dempsey	Johnson, H.C.	Mitchell	Shields
Blanchfield	de Peyster	Johnson, R.S.	Monaghan	Stevens, J. H.
Boyce	Deyo	Johnson, I. S.	Mott	Stevens, N.
Bradford	Dickinson	Jones	Mullaney	Stevens, W. C.
Brady	Dinkelspiel	Kelly	Nixon	Stewart
Bridges	Duffy	Kerrigan	O'Connor, J.K.	Tompkins
Burns, J. I.	Endres	Kill	O'Hare	Towne
Burns, W. B.	Fish	Kimball	Page	Townsend
Bush, G. H.	Fitts	Lane, H. J.	Pealer	Treadway
Byrne	Greene	Lane, O. F.	Pearsall	Webster
Byrnes	Gretsinger	Larmon	Peck	Weed
Christie	Groat	Lewis, B. B.	Pierson	Whipple
Cooney	Guerther	Lewis, R. J.	Sage	Willis
Coons	Harwood	L'Hommedieu	Saunders	Wissig
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act making an appropriation for certain contingent expenses of the Legislature" (Rec. No. 419), which was read the first time.

On motion of Mr. Fish, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Monaghan	Stevens, J. H.
Acker	Davis	Johnson, H. C.	Mott	Stevens, N.
Andrus	Dempsey	Johnson, I. S.	Nolan	Stevens, W. C.
Barton	de Peyster	Johnson, R. S.	O'Connor, J. K.	Stranahan
Bennett	Fish	Jones	Pealer	Sulzer
Blumenthal	Fitts	Kelly	Pearsall	Tompkins
Boyce	Gibbs	Kerrigan	Peck	Towne
Bradford	Greene	Kill	Pierson	Treadway
Bridges	Gretsinger	Kimball	Rhodes	Van Vranken
Bush, G. H.	Groat	King	Rice	Webster
Byrne	Guenther	Lane, H. J.	Riley	Whipple
Christie	Guibord	Lane, O. F.	Sage	White
Cornell	Haffner	Larmon	Saunders	Willis
Courtney	Harwood	Lewis, B. B.	Sheehan	Wissig
Crawford	Hoag	Miller	Stein	Speaker.
Carrier	Huson	Mitchell		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concured in the passage of the same.

On motion of Mr. J. I. Burns, and by unanimous consent, the bill (No. 1420) entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the Laws of this State" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 13 }

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Mase	Sheffer
Acker	Crawford	Johnson, H. C.	McBride	Sohmer
Andrus	Currier	Johnson, I. S.	Miller	Stein
Ballantine	Curtis	Johnson, R. S.	Monaghan	Stevens, J. H.
Barton	Davis	Jones	Mott	Stevens, N.
Bennett	Deyo	Kelly	Nixon	Stevens, W. C.
Blanchfield	Dickinson	Kerrigan	O'Connor, J. J.	Stewart
Boyce	Dinkelspiel	Kill	O'Hare	Thompson
Bridges	Everett	Kimball	Page	Tompkins
Burns, J. I.	Gardenier	Kurth	Pearsall	Treadway
Burns, W. B.	Gibbs	Lane, H. J.	Pierson	Webster
Byrne	Greene	Lane, O. F.	Rice	Whipple
Byrnes	Gretsinger	Lewis, R. J.	Sage	White

Christie	Guenther	L'Honmedieu	Saunders	Willis
Connelly	Guibord	Martin	Sheehan	Speaker
Cooney	Hitt			

Those who voted in the negative, were

Blumenthal	Fish	McTernan	Schaaff	Sulzer
Brady	Haffner	O'Connor,	J.K.Selleck	Van Vranken
Endres	Harwood	Sawmiller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 29, 1890. }

To the Assembly:

Assembly bill No. 537, entitled "An act to amend section 518 of the Code of Criminal Procedure, in relation to appeals by the people in criminal cases," is herewith returned without approval.

This bill allows an appeal to be taken by the people in criminal cases from an order granting a new trial upon the ground of surprise or newly discovered evidence. The exercise of the power to grant a new trial to a prisoner in such cases is largely discretionary, and is not likely to be abused. The right of appeal by the people in such cases has not heretofore existed, and it does not appear that any evils have resulted therefrom.

Frequent changes in the criminal law should be avoided, and the judges of our courts do not seem inclined to favor the innovation proposed by this bill.

DAVID B. HILL.

On motion of Mr. Gardenier, said bill and the accompanying message were laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 29, 1890. }

To the Assembly:

Assembly bill No. 790, entitled "An act to grant and release the right, title, interest and estate of the people of the State of New York, acquired by escheat, in and to certain lands and tenements situate in the city of New York to Richard M. Bruno, his heirs and assigns," is herewith returned without approval.

A general bill authorizing the Commissioners of the Land Office to release escheated lands in certain cases has passed the Senate unanimously, and is now awaiting the action of the Assembly. Such general bill clearly covers the case for which this special bill is intended to provide, and if it shall become a law, this bill will be unnecessary.

DAVID B. HILL.

On motion of Mr. Clarke, said bill and the accompanying message were laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, Albany 29, 1890.

To the Assembly:

Assembly bill No. 532, entitled "An act to amend section 1 of chapter 165 of the Laws of 1826, entitled 'An act to incorporate the Union Literary Society of Ellisburgh,'" is herewith returned without approval.

The principal object of this bill seems to be to change the name of the corporation. This object can be accomplished under general laws without the necessity of special legislation.

DAVID B. HILL.

On motion of Mr. H. J. Lane, said bill and the accompanying message were laid upon the table.

Mr. Speaker announced the special order, being the Senate bill No. 191, entitled "An act to revise the charter of the city of Buffalo." (Rec. No. 331.)

Mr. Andrus moved to amend said bill as follows:

Section 239, line 1, insert after the word "plumber" and before the word "carrying" the words "or a person who has been engaged in the business of plumbing for five years next prior to the passage of this act."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Andrus moved to amend as follows:

(Reference to Assembly printed bill, No. 1521.)

Page 108, section 251, line 3, after the word "department" insert the words "a secretary, a superintendent of horses, a chief operator."

Same section, line 7, after the colon at the end of the line add the words "The chief engineer, three thousand dollars per annum; the assistant chief engineer, two thousand dollars per annum; the surgeon, fifteen hundred dollars per annum; the secretary, fourteen hundred dollars per annum; the superintendent of horses, fourteen hundred dollars per annum; the chief operator, eighteen hundred dollars per annum; the district engineers, eighteen hundred dollars per annum each."

Same section, line 8, after the word "foremen" strike out the words "one thousand" and insert in lieu thereof the words "twelve hundred." Change the capital letter "F" in the word "Foremen" to a small letter "f."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to amend as follows:

Add at the end of section 474 the following: "The salary of each water commissioner holding over after this act takes effect shall be two thousand dollars from and after the passage of this act, and the commissioner acting as secretary of the board of water commissioners shall receive six hundred dollars in addition thereto from and after the passage hereof."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to amend as follows:

Section 211, add at the end thereof the following: "This title shall be considered as applying to any officer of the Superior Court of Buffalo, appointed pursuant to chapter 243, Laws of 1888, who has or shall have performed police duty for a period of twenty years or upwards, including the period of service in said court, upon his own application and upon the certificate of the surgeon of police, certifying that such policeman or officer is physically disqualified from performing police duty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to amend as follows:

(Reference to Assembly bill, printed No. 1446.)

Section 271, line 6, strike out the word "one" and insert the word "two."

Same section, same line, after the word "mayor" insert the words "one from each of the two principal parties."

Same section, line 7, strike out the word "two" and insert the word "one."

Same section, same line, after the word "city" strike out the words "except that the first board."

Same section, strike out all of lines 8, 9 and 10.

Same section, line 12, strike out the word "ninety-one" and insert the word "ninety."

Same section, same line, after the word "ninety" strike out all down to and including the word "mayor" in line 17.

Same section, line 21, strike out the word "any" and insert the word "the."

Section 273, line 3, after the word "works" insert the words "except as hereinafter provided."

Same section, line 20, after the word "engineer" add the words "and the head of said bureau shall be the present engineer of said city until the expiration of the term of office for which he was elected at the same salary he now receives as such engineer."

Same section, line 40, after the word "streets" add the words "and the head of said bureau shall be the present street commissioner until the expiration of the term of office for which he was elected at the same salary he now receives as such street commissioner."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 50}
{NOES 60}

Those who voted in the affirmative, were

Abbey	Coons	Hitt	Monaghan	Schaaff
Blanchfield	Cornell	Huson	Mullaney	Sheehan
Blumenthal	Courtney	Kelly	Nolan	Shields
Brady	Dempsey	Kerrigan	O'Connor, J. J.	Sohmer
Bush, G. H.	Dinkelspiel	Kill	O'Connor, J. K.	Stein
Byrne	Duffy	Lane, O. F.	O'Hare	Sulzer
Byrnes	Greene	Martin	Pealer	Townsend

Clarke	Guenther	McBride	Rice	Van Vranken
Connelly	Haffner	McTernan	Riley	Webster
Cooney	Harwood	Menninger	Sage	Wissig

Those who voted in the negative, were

Acker	Curtis	Hoag	L'Hommedieu	Sheffer
Andrus	Davis	Johnson, A.	Mase	Stevens, N.
Barton	Deyo	Johnson, H.C.	Miller	Stevens, W. C.
Bennett	Dickinson	Johnson, I. S.	Mitchell	Stewart
Boyce	Endres	Johnson, R.S.	Mott	Stranahan
Bradford	Everett	Jones	Nixon	Thompson
Bridges	Fish	Kimball	Page	Towne
Burns, J. I.	Fitts	King	Pearsall	Treadway
Burns, W. B.	Gardenier	Lane, H. J.	Pierson	Weed
Christie	Gibbs	Larmon	Rhodes	Whipple
Crawford	Gretsinger	Lewis, B. B.	Saunders	White
Currier	Guibord	Lewis, R. J.	Selleck	Willis

Mr. Endres moved to amend by striking out section 3 and inserting in lieu thereof the following :

"§ 3. The city shall be divided into twenty-five wards, bounded respectively as follows :

"First ward.—On the north by Seneca street ; thence along Main street southerly to Buffalo creek ; thence westerly along Buffalo creek to its junction with Lake Erie ; thence along Lake Erie to a line which would intersect the center of Louisiana street, if said street were continued from Ohio street to Lake Erie ; thence along the center said line north to the center of Louisiana street ; and thence along the center of Louisiana street to Seneca street.

"Second ward.—On the north by Seneca street ; on the west by the Indian reservation line ; on the south by Lake Erie to a line which would intersect the center of Louisiana street, if said street were continued from Ohio street to Lake Erie ; thence along the center of said line north to the center of Louisiana street ; thence north along the center of Louisiana street to the southerly line of Seneca street.

"Third ward.—On the west by Main street to the center of Eagle street ; thence along Eagle street to Cedar street ; thence along Cedar street to Swan street ; thence along Swan street to South Cedar street ; thence along South Cedar street to the center of Seneca street ; and thence along Seneca street to Main street.

"Fourth ward.—Beginning at the intersection of Cedar and Eagle streets ; running thence south along Cedar street to Swan street ; thence along Swan street to South Cedar street ; thence along South Cedar street to the center of Seneca street ; thence easterly along Seneca street to Emslie street ; thence along Emslie street north to Eagle street ; and thence along Eagle street to where it intersects Cedar street.

"Fifth ward.—Beginning at the intersection of Eagle and Emslie streets ; thence along Emslie street south to Seneca street ; thence along Seneca street to the Indian reservation line ; thence along the

Indian reservation line to Lake Erie ; thence along Lake Erie to the south city line ; thence along the south city line to the east city line ; thence along the east city line to Clinton street ; thence along Clinton street to the Indian reservation line ; thence along the Indian reservation line to Eagle street, and thence along Eagle street to the intersection of Emslie street.

"Sixth ward.—On the north by Goodell street; on the east by Michigan street; south by Eagle street, and west by Main street.

"Seventh ward.—On the north by Broadway; on the east by Pratt street; on the south by Eagle street, and on the west by Michigan street.

"Eighth ward.—On the north by Broadway; on the east by Adams street; on the south by Eagle street, and on the west by Pratt street.

"Ninth ward.—On the north by Broadway; on the east by Fillmore avenue; on the south by William street, and on the west by Adams street.

"Tenth ward.—On the north by William street; on the east by Fillmore avenue; on the south by Eagle street, and on the west by Adams street.

"Eleventh ward.—On the north by Broadway; on the east by the east city line; on the west by Fillmore avenue; on the south by Clinton street, to the east city line.

"Twelfth ward.—On the north by Genesee street; on the east by Mortimer street; on the south by Broadway, and on the west by Michigan street.

"Thirteenth ward.—On the north by Genesee street; on the east by Sherman street; on the south by Broadway, and on the west by Mortimer street.

"Fourteenth ward.—On the north by Genesee street and Walden avenue; on the east by the east city line; on the south by Broadway, and on the west by Sherman street.

"Fifteenth ward.—Beginning at the intersection of Main and Goodell streets; thence along Goodell street to Michigan street; thence along Michigan street to Genesee street; thence along Genesee street to Hickory street; thence along Hickory street to Goodell street; thence along Goodell street to Mulberry street; thence along Mulberry street to North street; thence along North street to Main street; thence along Main street to the intersection with Goodell street.

"Sixteenth ward.—Beginning at the intersection of North and Mulberry street; then along North street to Jefferson street; thence along Jefferson street to Genesee street; thence along Genesee street to Hickory street; thence along Hickory street to Goodell street; thence along Goodell street to Mulberry street; and thence along Mulberry street to its intersection with North street.

"Seventeenth ward.—On the west by Main street; on the north by Delavan avenue; on the east by Jefferson street; on the south by North street.

"Eighteenth ward.—On the north by Delavan avenue; on the east by the east city line; on the south by Walden avenue and Genesee street; and on the west by Jefferson street.

"Nineteenth ward.—On the north by the Terrace and Front

avenue; east by Main street; south by Buffalo creek and Lake Erie; and west by Porter avenue.

"Twentieth ward.—Beginning at the intersection of Main street and the Terrace; thence along the Terrace and Upper Terrace to Front avenue; thence along Front avenue to Porter avenue; thence along Porter avenue to Prospect avenue; thence along Prospect avenue to Huron street; thence along Huron street to Main street; and thence along Main street to its intersection with the Terrace.

"Twenty-first ward.—Beginning at the intersection of Main and Huron streets; thence along Main street to Allen street; thence along Allen street to Wadsworth street; thence along Wadsworth street to Pennsylvania street; thence along Pennsylvania street to Prospect avenue; thence along Prospect avenue to Huron street; and thence along Huron street to the intersection with Main street.

"Twenty-second ward.—Beginning at the intersection of Main and Allen streets; thence along Main street to Utica street; thence along Utica street to Rhode Island street; thence along Rhode Island street to the Niagara river; thence along said Niagara river to a point where a straight line drawn from the center of Porter avenue would intersect; thence along said straight line to the center of Porter avenue; thence along Porter avenue to Prospect avenue; thence along Prospect avenue to Pennsylvania street; thence along Pennsylvania street to Wadsworth street; thence along Wadsworth street to Allen street; and thence along Allen street to its intersection with Main street.

"Twenty-third ward.—On the north by Delavan avenue; on the east by Richmond avenue; on the south by Utica and Rhode Island streets; and on the west by the Niagara river.

"Twenty-fourth ward.—On the west by the Niagara river; on the north by Scajaquada creek; on the east by Main street to Utica street; thence along Utica street to Richmond avenue; thence along Richmond avenue to Delavan avenue; and thence along Delavan avenue to the Niagara river.

"Twenty-fifth ward.—That part of the city bounded on the north by the city line; on the east by the city line until it intersects Delavan avenue; thence along Delavan avenue to Main street; thence along Main street to Scajaquada creek; thence along Scajaquada creek to the Niagara river; and thence north along the Niagara river to the city line.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Guenther moved to amend as follows:

Title 1, section 3, substitute in place thereof the following:

"§ 3. The city shall be divided into thirteen wards, bounded respectively as follows:

"First ward.—All that part of the city of Buffalo included within the bounds of said city, as incorporated and bounded by an act passed April 20, 1832, and which lies southerly of a line beginning at the intersection of the original eastern bounds of said city within the center of Porter street, running thence westerly and along the center of Porter street to the center of Hamburg street; thence southerly along the center of Hamburg street to the south bounds of the Main and Hamburg street canal; thence westerly along the south bounds

of said canal to the center of Chicago street; thence northerly along the center of Chicago street to the center of Exchange street; thence westerly along the center of Exchange street to the center of Main street; thence southerly along the center of Main street to the center of Buffalo creek; thence westerly along the center of said creek to its mouth, and thence due west to the west bounds of the State, shall be denominated the First ward.

"Second ward.—All that part of the city bounded northerly by the center of Eagle street, easterly by a line commencing at the intersection of the center of Pine street with the center of Eagle street, running thence southerly and along the center of Pine street to the center of Swan street; thence westerly along the center of Swan street to the center of Chicago street; thence southerly along the center of Chicago street to the center of Exchange street, southerly by the center of Exchange street, and westerly by the center of Main street, shall be denominated the Second ward.

"Third ward.—All that part of the city bounded northerly by the center of Eagle street, easterly by the Buffalo Creek Reservation tract, southerly by a line extending through the center of Porter street, from the Buffalo Creek Reservation tract, to the center of Hamburg street; thence southerly along the center of Hamburg street to the south bounds of the Main and Hamburg Street canal; thence extending westerly along the south bounds of said canal to the center of Chicago street, and bounded westerly by the Second ward, shall be denominated the Third ward.

"Fourth ward.—All that part of the city bounded northerly by the center of Goodell street, easterly by the center of Michigan street, southerly by the center of Eagle street, and westerly by the center of Main street, shall be denominated the Fourth ward.

"Fifth ward.—All that part of the city comprised within the following limits shall be known as the fifth ward; commencing in the center of Michigan street, at its intersection with the center of Eagle street; thence easterly along the center of Eagle street to the line of the Buffalo Creek Reservation; thence northeasterly along said line to the center of Clinton street; thence easterly along the center of Clinton street, to the easterly bounds of the city; thence northerly along the said bounds to the center of Batavia street; thence westerly along the center of Batavia street to the center of Michigan street; and thence southerly along the center of Michigan street to the center of Eagle street, the place of beginning.

"Sixth ward.—All that part of the city bounded northerly by the center of Genesee street, easterly by the easterly bounds of the city, southerly by the center of Batavia street, and westerly by the center of Michigan street, shall be denominated the Sixth ward.

"Seventh ward.—All that part of the city bounded northerly by Delavan avenue, until it strikes the city line, easterly by the city line, southerly by the Sixth and Fourth wards, westerly by the center of Main street, shall be denominated the Seventh ward.

"Eighth ward.—All that part of the city bounded southerly and easterly by the First ward, westerly by the west bounds of the State, and northerly, northeasterly and northwesterly by a line commencing at the intersection of the center of Main street with the center of the

Terrace, running thence westerly and northwesterly along the center of the Terrace and Sixth street to the northwesterly line of York street; thence southwesterly and along the last mentioned line to the southwesterly termination thereof; thence due west to the west bounds of the State, shall be denominated the Eighth ward.

"Ninth ward.—All that part of the city bounded easterly by the center of Main street, southerly and southwesterly by the Eighth ward, northwesterly by the northwesterly line of York street, and northeasterly by a line commencing at the intersection of the center of Main street with the center of Huron street; thence running westerly along the center of Huron street to its intersection with a line drawn through the center of Ninth street; thence northwesterly and along the last mentioned line to the northwesterly line of York street, shall be denominated the Ninth ward.

"Tenth ward.—All that part of the city bounded northerly by the northerly line of North street, northwesterly by the northwesterly line of York street, easterly by the center of Main street, and southerly and southwesterly by the Ninth ward, shall be denominated the Tenth ward.

"Eleventh ward.—All that part of the city, including Squaw Island, lying west of Main street and south of Scajaquada creek, and east of the State line, bounded south by wards Nos. 8, 9 and 10, shall be known as ward No. 11.

"Twelfth ward.—All that portion of the city bounded westerly by the State line, northerly by the north bounds of said city, easterly by the east bounds of said city, until it strikes the northerly bounds of Delavan avenue; thence westerly along the center of Delavan avenue to Main street, and thence along the northerly bounds of the Eleventh ward to Niagara river and the State line, shall be known as the Twelfth ward.

"Thirteenth ward.—All that part of the city which lies southerly and easterly of the boundaries of the First and Third wards, and southerly of the Fifth ward, as above described, shall be known as the Thirteenth ward."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sheehan moved to amend as follows:

Section 331, lines 3 and 4, strike out the words "one of the examiners shall be a woman," and commence the next word "they" with a capital "T."

Section 332, line 11, strike out the words "or her."

Same section, line 14, after the word "year" strike out the remainder of the line, and all of lines 15 and 16 to and including the word "appointment."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading.

On motion of Mr. Fish, the House adjourned.

WEDNESDAY, APRIL 30, 1890.

The House met pursuant adjournment.

Mr. Fish in the chair.

Prayer by Rev. D. W. Skellenger.

On motion of Mr. Town, the journal of yesterday was approved without being read.

Mr. Speaker announced the special order of the day being Senate bill No. 528, entitled "An act to provide for acquiring title by the State of lands and buildings purchased and erected by the counties for asylum purposes." (Rec. No. 270.)

Said bill having been announced for a second reading,

(At 10.15 o'clock, A. M., Mr. Speaker in the chair.)

Said bill was then read the second time.

On motion of Mr. G. H. Bush, said bill was placed on the order of third reading.

The privileges of the floor were extended to Hons. H. G. Burleigh, Lewis Beach, A. H. Baker, Charles P. McClelland, Henry A. Reeves, William Dalton, C. C. Lodewick, John Gorman.

The Senate returned the bill entitled "An act to amend section 3063 of the Code of Civil Procedure," with a message that they have concurred in the passage of the same with the following amendments:

Section 1, lines 10 and 11, strike out the word "defaults" and insert the word "defects."

In last line of section strike out the words "or any other."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, H. C.	Miller	Stevens, J. H.
Acker	Crawford	Johnson, I. S.	Mitchell	Stevens, N.
Adams	Currier	Jones	Nixon	Stevens, W. C.
Adrus	Curtis	Kelly	Nolan	Stewart
Ballantine	Davis	Kerrigan	O'Hare	Stranahan
Blanchfield	Deyo	Kill	Pearsall	Sulzer
Blumenthal	Fish	Kimball	Rhodes	Thompson
Bradford	Fitts	King	Rice	Tompkins
Bridges	Gardenier	Lane, H. J.	Sage	Towne
Burns, J. I.	Greene	Larmon	Saunders	Van Vranken
Bush, G. H.	Gretsinger	L'Hommedieu	Sawmiller	Webster
Byrne	Guenther	Martin	Schaaff	Whipple
Byrnes	Harwood	Mase	Selleck	White
Connelly	Huson	McBride	Sheehan	Willis
Cooney	Johnson, A.	Menninger	Sohmer	Wissig
Coons				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in amendments of the Senate thereto.

The bill (No. 1053) entitled "An act to amend chapter 278 of the Laws of 1850, entitled 'An act to secure the payment of wages to laborers employed on the canals and other public works of this State,'" having been announced for a second reading,

Mr. Sulzer moved to amend the same as follows:

Line 8, strike out the words "in each month" and insert the words "in two weeks."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Guenther, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 341) entitled "An act for the relief of the devisees of Charlotte G. Prince, deceased" (Rec. No. 147), was read the second time.

On motion of Mr. Townsend, said bill was placed on the order of third reading.

The Senate bill (No. 358) entitled "An act to incorporate the Harmon Fund" (Rec. No. 181), was read the second time.

On motion of Mr. B. B. Lewis, said bill was placed on the order of third reading.

The Senate bill (No. 442) entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish material for buildings and other improvements in the several cities and counties of this State,' and to repeal certain acts and parts of acts, and the acts amendatory thereof" (Rec. No. 402), was read the second time.

On motion of Mr. Pierson, said bill was placed on the order of third reading.

The Senate bill (No. 317) entitled "An act to amend chapter 888 of the Laws of 1869, entitled 'An act to amend title 16, chapter 8, part 3 of the Revised Statutes, relative to proceedings for the drainage of swamps, marshes and other low or wet lands, and for draining farm lands,' as amended by chapter 636 of the Laws of 1886" (Rec. No. 169), having been announced for a second reading,

Mr. Guenther moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the second time.

On motion of Mr. Harwood, said bill was placed on the order of third reading.

The bill (No. 940) entitled "An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations,'" having been announced for a second reading,

Mr. Henderson moved to recommit said bill to the committee on taxation and retrenchment, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 736) entitled "An act to provide for the payment of the costs and expenses of the construction of a trunk sewer on the east side of the Genesee river, in the city of Rochester, by the issue of bonds of said city, and to provide for the payment of said bonds by local assessments," having been announced for a second reading,

On motion of Mr. Courtney, Senate bill No. 373, (Rec. No. 185), was substituted for said bill, and ordered to a third reading.

The bill (No. 1395) entitled "An act to amend sections 52 and 54 of title 11 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, relative to boiler inspection,'" was read the second time.

On motion of Mr. Kurth, said bill was laid upon the table.

The bill (No. 499) entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums, and other charitable institutions in the city of New York with water, and remitting assessments therefor,'" having been announced for a second reading,

Mr. Gunther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1448) entitled "An act relating to taxes, water rates and rents in Long Island City, and to confirm certain areas thereof, and to insure a more efficient collection of the same in future," having been announced for a second reading,

Mr. H. C. Johnson moved to amend as follows:

Section 2, lines 26 and 27, strike out the words "were on the 15th day of April, 1890" and insert the words "are now."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 553) entitled "An act to enable Long Island City to refund a portion of its bonds issued under chapter 506 of the Laws of 1884," was read the second time.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading.

On motion of Mr. H. C. Johnson, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gibbs	Lane, H. J.	Pearsall
Acker	Cooney	Greene	Lane, O. F.	Pierson
Adams	Coons	Gretsinger	Larmon	Rice
Andrus	Cornell	Groat	Lewis, B. B.	Sage
Ballantine	Courtney	Guenther	Lewis, R. J.	Saunders
Bennett	Crawford	Guibord	L'Hommedieu	Sawmiller
Blanchfield	Curtis	Haffner	Martin	Schaaff
Blumenthal	Davis	Hitt	McBride	Stevens, J. H.
Boyce	Decker	Johnson, A.	McTernan	Stevens, N.
Bradford	Dempsey	Johnson, H. C.	Menninger	Stranahan
Brady	Deyo	Johnson, I. S.	Miller	Thompson
Burns, J. I.	Dickinson	Jones	Mitchell	Townsend
Burns, W. B.	Dinkelspiel	Kelly	Monaghan	Treadway
Bush, G. H.	Endres	Kerrigan	Mott	Webster
Byrne	Everett	Kill	Nixon	Whipple
Byrnes	Fish	Kimball	Page	White
Christie	Fitts	King	Pealer	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the bill entitled "An act to amend section 3383 of the Code of Civil Procedure, relating to the condemnation of real property for public use" (Rec. No. 420), which was read the first time.

On motion of Mr. Whipple, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Fitts	Lane, H. J.	Rhodes
Acker	Connelly	Gardenier	Lane, O. F.	Rice
Adams	Cooney	Gibbs	Lewis, R. J.	Saunders
Andrus	Cornell	Greene	Martin	Sawmiller
Ballantine	Courtney	Guibord	Mase	Schaaff
Bennett	Crawford	Haffner	McBride	Stevens, J. H.
Blanchfield	Currier	Harwood	McTernan	Stevens, N.
Blumenthal	Curtis	Henderson	Menninger	Stranahan
Boyce	Davis	Hitt	Miller	Thompson
Bradford	Decker	Johnson, A.	Monaghan	Townsend
Bridges	Dempsey	Jones	Nixon	Webster
Burns, J. I.	de Peyster	Kelly	Nolan	Whipple
Burns, W. B.	Dinkelspiel	Kerrigan	O'Hare	White

Bush, R. P.	Endres	Kill	Page	Willis
Byrne	Everett	Kimball	Pealer	Wissig
Byrnes	Fish	King	Pierson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1116) entitled "An act to amend chapter 555 of the Laws of 1885, entitled 'An act to regulate and to fix the pay or compensation of members of the police force who are police surgeons or doormen in all cities of this State, having according to the last census, a population exceeding 800,000,'" was read the second time.

On motion of Mr. Kerrigan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 817) entitled "An act to authorize the board of estimate of the city of Brooklyn to fix the salaries of the commissioners of excise of the city of Brooklyn," was read the second time.

On motion of Mr. Cooney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1517) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in so far as the same regulates the construction of buildings in said city," having been announced for a second reading,

Mr. R. J. Lewis moved to amend the same as follows:

Section 33, line 19, strike out the word "one" and insert the word "two."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Sulzer the same was laid upon the table.

The Senate bill (No. 440) entitled "An act to provide for the care, control and management of the cemetery in the Ninth ward of the city of Syracuse" (Rec. No. 137), was read the second time.

On motion of Mr. W. B. Burns, said bill was placed on the order of third reading.

The Senate bill (No. 368) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn'" (Rec. No. 166), having been announced for a second reading,

On motion of Mr. T. F. Byrnes, the same was laid upon the table.

The Senate bill (No. 504) entitled "An act to authorize the department of public parks in the city of New York to grant to the New York Central and Hudson River Railroad Company a revokable license to occupy a strip of land on the westerly side of Bronx park, in the Twenty-fourth ward of said city, for a passenger station, and the approaches thereto, for the convenience of persons visiting said park and others" (Rec. No. 175), was read the second time.

On motion of Mr. Gibbs, said bill was placed on the order of third reading.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 804

entitled "An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush in the county of Kings to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate bill (No. 121) entitled "An act to amend section 1929 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York'" (Rec. No. 163), having been announced for a second reading,

Mr. R. J. Lewis moved to amend the same as follows:

Insert at the end of section 1 the following: "And it shall be the duty of the board of estimate and apportionment of the city and county of New York to include in the final estimate of the amount required to pay the expenses of conducting the public business of the city and county of New York, for each ensuing year, such sum as is necessary for the payment of the expenses of said advertising, at the usual rate of advertising political notices of such newspapers, respectively, so designated, and if the amount of such appropriation shall not be sufficient to meet such expenses for any year, the same shall nevertheless be and exist as legal claims against said city."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. R. J. Lewis, said bill was placed on the order of third reading.

The bill (No. 1397) entitled "An act to amend chapter 534 of the Laws of 1879, as amended by chapter 127 of the Laws of 1884, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" having been announced for a second reading,

Mr. Greene moved to amend as follows:

Section 1, lines 23 and 24, after the word "November" strike out the words "and also except in the waters of the Wallkill river within the county of Ulster."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Crawford, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1203) entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 501 of the Laws of 1888," was read the second time.

On motion of Mr. Pierson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1101) entitled "An act to amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" was read the second time.

On motion of Mr. R. S. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Connelly called from the table the bill (No. 1517) entitled 'An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in so far as the same regulates the construction of buildings in said city.'

Said bill having been announced for a second reading,

Mr. Gibbs moved said bill be placed on the order of third reading and recommitted to the committee on affairs of cities, retaining its place, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1166) entitled "An act to amend section 3 of chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors,'" was read the second time.

On motion of Mr. R. S. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 527) entitled "An act to permit the hunting and pursuing of deer in the county of Sullivan with dogs during the months of October and November," was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 273) entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game' (Rec. No. 117), was read the second time. .

On motion of Mr. Riley, said bill was placed on the order of third reading.

The bill (No. 1398) entitled "An act to provide for the organization of school savings banks," having been announced for a second reading,

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

On motion of Mr. H. C. Johnson, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 598) entitled "An act authorizing water companies to manufacture and use electricity for the lighting of streets, public places and private buildings in cities, villages and towns within this State," having been announced for a second reading,

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

On motion of Mr. J. H. Stevens, said bill was laid upon the table,

Mr. Sullivan moved that the vote by which Assembly bill No. 940, entitled "An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations,'" was recommitted, with instructions to strike out the enacting clause, be reconsidered, and that the same be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weed called from the table Senate bill (No. 368) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn.'" (Rec. No. 166.)

Said bill was read the second time.

On motion of Mr. Weed, said bill was placed on the order of third reading.

The bill (No. 1399) entitled "An act to require the collectors of taxes to give receipts for taxes paid to them," was read the second time.

On motion of Mr. Peck, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 552) entitled "An act to authorize the town of Long Lake, Hamilton county, to raise money for the purpose of providing a town hall and offices for town officers" (Rec. No. 837), was read the second time.

On motion of Mr. Christie, said bill was placed on the order of third reading.

The Senate bill (No. 103) entitled "An act for the protection of fish in the waters of Jamaica bay, Kings and Queens county, N. Y." (Rec. No. 162), having been announced for a second reading,

Mr. Kurth moved to amend as follows:

Section 1, line 5, after the word "bay" insert the words "within the territorial limits of Queens county."

Section 2, line 1, strike out the words "of Jamaica bay" and insert in lieu thereof the words "herein mentioned."

Section 3, line 2, after the word "bay" insert the words "within the territorial limits of Queens county."

Amend the title by striking out the words "Kings and."

Mr. W. C. Stevens moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Kurth, and it was determined in the negative.

On motion of Mr. Townsend, said bill was placed on the order of third reading.

The Senate bill (No. 446) entitled "An act to amend chapter 555 of the Laws of 1855, entitled 'An act to amend the act to incorporate the village of Clyde, in the county of Wayne, passed May 2, 1835, the acts amendatory thereof, passed May 14, 1850, and April 14, 1852'" (Rec. No. 178), was read the second time.

On motion of Mr. Bennett, said bill was placed on the order of third reading.

The Senate bill (No. 447) entitled "An act to amend chapter 193 of the Laws of 1835, entitled 'An act to incorporate the village of Clyde, in the county of Wayne'" (Rec. No. 177), was read the second time.

On motion of Mr. Bennett, said bill was placed on the order of third reading.

The Senate bill (No. 370) entitled "An act to amend chapter 543 of the Laws of 1885, entitled "An act to confer upon the State Board of Health power to protect from contamination, by suitable

regulations, the water supplies of the State and their sources,' relative to the construction of systems of sewerage and works for removal and disposal of sewage and the removal of buildings, and giving a right of action for damages" (Rec. No. 184), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading.

Mr. Fish moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{AYES 81}
{NOES 1}

Those who voted in the affirmative, were.

Acker	Crawford	Haffner	McBride	Stein
Adams	Currier	Harwood	McTernan	Stevens, N.
Allardus	Curtis	Huson	Menninger	Stevens, J. H.
Ballantine	Davis	Johnson, A.	Miller	Stevens, W. C.
Bennett	Decker	Johnson, R.S.	Mitchell	Stewart
Blanchfield	Dempsey	Jones	Monaghan	Stranahan
Blumenthal	de Peyster	Kelly	Nixon	Sulzer
Boyce	Dickinson	Kerrigan	Pearsall	Towne
Bradford	Dinkelspiel	Kimball	Pierson	Treadway
Brady	Duffy	King	Rhodes	Webster
J. I. Burns	Fish	Lane, H. J.	Riley	Weed
Burns, W. B.	Fitts	Lane, O. F.	Sawmiller	Whipple
Bush, R. P.	Gardenier	Lewis, B. B.	Schaaff	White
Byrne	Greene	L'Hommedieu	Selleck	Willis
Connelly	Guenther	Martin	Sheffer	Wissig
Coons	Guibord	Mase	Sohmer	Speaker
Cornell				

For the negative,

O'Hare

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 92}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Mase	Selleck
Acker	Cornell	Guibord	McBride	Sheffer
Adams	Courtney	Haffner	McTernan	Shields
Ballantine	Crawford	Henderson	Menninger	Stevens, J. H.
Barton	Currier	Johnson, A.	Miller	Stevens, N.
Bennett	Curtis	Johnson, H.C.	Mitchell	Stevens, W. C.

Blanchfield	Davis	Johnson, R.S.	Monaghan	Stewart
Boyce	Decker	Jones	Mott	Stranahan
Bradford	Dempsey	Kelly	Nixon	Thompson
Brady	Dickinson	Kerrigan	Nolan	Tompkins
Bridges	Dinkelspiel	Kill	O'Connor, J.J.	Towne
Burns, J. I.	Duffy	Kimball	Pealer	Treadway
Bush, G. H.	Endres	King	Peck	Van Vranken
Bush, R. P.	Fish	Lane, H. J.	Pierson	Weed
Byrne	Fitts	Lane, O. F.	Rhodes	Whipple
Byrnes	Gardenier	Lewis, B. B.	Rice	White
Christie	Greene	Lewis, R. J.	Saunders	Wissig
Clarke	Gretsinger	L'Hommedieu	Sawmiller	Speaker
Connelly	Groat			

Those who voted in the negative, were

O'Hare Sage

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870'" (No. 1155), reported the same with the recommendation that it be amended as follows:

Line 23, before the word "report" insert the word "shall."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 174, Laws of 1853, entitled 'An act in relation to laying out private roads and discontinuing public highways'" (No. 1194), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "of" strike out the words "the act" and insert the words "chapter 174 of the Laws of 1853."

Same section, lines 2 and 3, strike out the words "passed April 12, 1853."

Same section, line 13, before the word "become" insert the words "which has."

Same section, line 16, before the word "an" insert the word "or."

Amend the title by inserting the words "of the" before the word "laws."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 443 of the Laws of 1864, entitled 'An act for the lighting the streets of the town of Flatbush, in the county of Kings, with gas'" (No. 1199), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1, 2 and 3, strike out all between the word "of," first occurring, and the word "is," and insert the words "said act."

Section 3, lines 1, 2 and 3, strike out all between the word "three" and the word "is," and insert the words "of said act."

Same section, line 5, strike out the word "ease" and insert the word "case."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Charles M. Brown against the State of New York, and to make an award therefor" (No. 1020), reported the same with the recommendation that it be amended as follows:

Section 1, line 10, before the word "value" insert the word "the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome'" (No. 1497), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the figure "1" insert the words "Section 4 of title 10 of chapter 25 of the Laws of 1870, as enacted by."

Same section, lines 3 and 4, strike out all between the words "Rome" and "as."

Same section, strike out all of lines 7 and 8.

Amend the title by adding the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 465 of the Laws of 1875, entitled 'An act to require the payment of certain premiums to the fire department of cities and incorporated villages by fire insurance companies not organized under the Laws of the State of New York, but doing business therein,' as amended by chapter 359 of the Laws of 1876, and as amended by chapter 153 of the Laws of 1879, and as amended by chapter 604 of the Laws of 1886" (No. 1161), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "seventy-five" insert the words "entitled 'An act to require the payment of certain premiums to the fire department of cities and villages for fire insurance companies not organized under the Laws of the State of New York, but doing business therein.'"

Same section, line 5, after the word "hereby" insert the word "further."

Same section, line 6, strike out all between the words "fire" and "of," and insert the word "department."

Section 2, line 2, strike out "sx" and insert the word "six."

Amend the title by striking out all after the word "therein" and inserting the words "and the acts amendatory thereof."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction'" (No. 1198), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1 and 2, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Section 3, lines 1 and 2, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to authorize the Board of Claims to hear, audit and determine the claims of Albert Kelly, Patrick O'Connor, Dwight Wilcox, Hannah Stewart, Willard Stewart, Francis Lamson, John F. Stewart, Wilson Stewart, John Gibbons, Oliver Payne, Charles Fuller, Thomas Welch, George McKay, heirs of Simon Stewart, deceased; William Quade, Patrick Powers, William Palmer, and heirs of Lawrence Phillips, deceased, against the State of New York, and to make an award thereon." (No. 1201.)

"An act to authorize and require the State Engineer and surveyor to locate and determine the boundary line between the county of Genesee and the counties of Erie and Niagara." (No. 1297.)

"An act conferring jurisdiction upon the Board of Claims to hear, audit and determine the claim of Seth S. Conover against the State." (No. 923.)

"An act to amend chapter 172 of the Laws of 1863, entitled 'An act in relation to the accounts of town officers.'" (No. 1294.)

"An act to amend chapter 94 of the Laws of 1872, entitled 'An act to incorporate the Moose River Improvement Company.'" (No. 603.)

"An act in relation to private bankers." (No. 1447.)

"An act releasing certain real estate of the Prospect Hill Reformed Dutch church, in the city of New York, from the taxes for 1889." (No. 887.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of John D. Hutchinson against the State of New York, and to make an award therefor." (No. 1021.)

"An act to regulate the price of illuminating gas in villages and cities of 10,000 and over, up to 800,000." (No. 1292.)

"An act to repeal chapter 253 of the Laws of 1878, entitled 'An act relating to the term of office of the supervisors of the counties of Albany, Livingston and Monroe.'" (No. 903.)

"An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the acts amendatory thereof relating to the powers of water commissioners." (No. 1189.)

"An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty insurance companies, and in relation to agencies for such companies,' and the acts amendatory thereof." (No. 1066.)

"An act to define and declare the responsibility for constructing and maintaining certain bridges over navigable tide water, having draws to permit the passage of vessels plying in such waters." (No. 1296.)

"An act to authorize the Board of Claims to hear, audit and determine the claim or claims of Peter R. Fingar against the State, and to make an award therein." (No. 765.)

"An act to prevent persons from unlawfully using or wearing the badge of the Society of Veterans of the regular army and navy of the United States." (No. 842.)

"An act to amend section 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts." (No. 1287.)

The Senate bill (Rec. No. 144) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Harrison Holdridge against the State," was read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading.

The Senate bill (No. 371) entitled "An act in relation to the employment of Albert H. Chester, Archimedes Russel, Charles B. Brush and Stanford White to perform certain services, and authorizing the Board of Claims to hear, audit and determine the claims of said Albert H. Chester, Archimedes Russel, Charles B. Brush and Stanford White against the State for services under said employment" (Rec. No. 141), was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading.

The bill (No 1312) entitled "An act to amend chapter 242 of the Laws of 1834, entitled 'An act to incorporate the village of Camden, in the county of Oneida,' as amended by chapter 754 of the Laws of 1857, and by chapter 54 of the Laws of 1864," was read the second time.

On motion of Mr. R. S. Johnson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 332) entitled "An act for the protection and preservation of birds, fish and game in the counties of Ulster, Greene, Dutchess, Delaware, Columbia and Orange" (Rec. No. 130), was read the second time.

On motion of Mr. G. H. Bush, said bill was placed on the order of third reading.

The bill (No. 1400) entitled "An act to establish a ferry from the south shore of Staten Island to the cities of New York and Brooklyn," was read the second time.

On motion of Mr. Byrnes, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1404) entitled "An act to require fire-escapes in connection with certain school buildings," was read the second time.

On motion of Mr. Speaker, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1107) entitled "An act making an appropriation for repairing what is known as the second level and State ditch of the Cayuga and Seneca canal, at Seneca Falls," was read the second time.

On motion of Mr. J. H. Stevens, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 389) entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies'" (Rec. No. 212), having been announced for a second reading,

On motion of Mr. Martin, the same was laid upon the table.

The bill (No. 1301) entitled "An act to amend subdivision 6 of section 1031 of the Code of Civil Procedure, relating to exemptions of jurors," was read the second time.

On motion of Mr. Gardenier, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1405) entitled "An act to amend section 426 of the Penal Code," was read the second time.

On motion of Mr. Boyce, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1406) entitled "An act to amend section 56 of the Code of Criminal Procedure," was read the second time.

On motion of Mr. Boyce, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1407) entitled "An act to amend the Penal Code by adding thereto an additional section to be known as 'section 254 A,'" was read the second time.

On motion of Mr. King, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1408) entitled "An act to amend section 1561 of the Code of Civil Procedure," having been announced for a second reading,

On motion of Mr. Stein, said bill was laid upon the table.

The bill (No. 1409) entitled "An act to amend section 3256 of the Code of Civil Procedure," having been announced for a second reading,

On motion of Mr. Blumenthal, said bill was laid upon the table.

The Senate bill (No. 346) entitled "An act to amend chapter 397 of the Laws of 1889, entitled 'An act to regulate the duties of health officers or other officials in the seizure or destruction of milk'" (Rec. No. 228), was read the second time.

On motion of Mr. Adams, said bill was placed on the order of third reading.

The bill (No. 1410) entitled "An act to establish a State printing office and to create the office of superintendent of State printing," having been announced for a second reading,

Mr. R. P. Bush moved to amend as follows:

Section 2, lines 1 and 2, omit the Lieutenant-Governor of this State, and the Speaker of the House, and insert the Governor, by and with the consent of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Deyo moved to recommit said bill to the committee on ways and means, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

{AYES 47}
{NOES 56}

Those who voted in the affirmative, were

Acker	Crawford	Guibord	Mitchell	Sheffer
Adams	Currier	Johnson, A.	Mott	Stevens, N.
Andrus	Curtis	Johnson, H.C.	Nixon	Stevens, W. C.
Ballantine	Davis	Kimball	Page	Stewart
Barton	Decker	King	Pearsall	Stranahan
Bennett	Deyo	Lane, H. J.	Peck	Thompson
Bradford	Everett	Lewis, B. B.	Pierson	Towne
Bridges	Fitts	L'Hommedieu	Saunders	Treadway
Burns, W. B.	Gardenier	Miller	Selleck	Whipple
Christie	Groat			

Those who voted in the negative, were

Abbey	Courtney	Huson	Nolan	Sohmer
Blanchfield	Dempsey	Kelly	O'Connor, J. J.	Stein
Blumenthal	Duffy	Kerrigan	O'Hare	Stevens, J. H.
Boyce	Endres	Kill	Pealer	Sulzer
Brady	Fish	Kurth	Rice	Tompkins
Burns, J. I.	Gibbs	Lane, O. F.	Riley	Townsend
Bush, G. H.	Guenther	Martin	Sage	Van Vranken
Bush, R. P.	Haffner	McBride	Sawmiller	Webster
Byrne	Harwood	McTernan	Schaaff	Weed
Byrnes	Henderson	Menninger	Sheehan	White
Connelly	Hitt	Monaghan	Shields	Wissig
Cooney				

Said bill, as amended, was then read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading.

Mr. Whipple in the chair,

The Senate bill (No. 420) entitled "An act making an appropriation for the extension of the north wing of the New York State Reformatory at Elmira, and for the purchase of materials therefor" (Rec. No. 180), was read the second time.

On motion of Mr. Bush, said bill was placed on the order of third reading.

The bill (No. 1180) entitled "An act to amend chapter 363 of the Laws of 1886, entitled 'An act to amend, revise and consolidate the general acts relating to the village of Canton, and to enlarge the powers of the corporation of said village,' as amended by chapter 434 of the Laws of 1889, relating to the boundaries of said village," having been announced for a second reading,

On motion of Mr. Kimball, the same was laid upon the table.

The Senate bill (No. 326) entitled "An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village and to confirm and extend the powers of the corporation of said village" (Rec. No. 229), having been announced for a second reading.

On motion of Mr. J. I. Burns, the same was laid upon the table.

The Senate bill (No. 329) entitled "An act to amend chapter 259 of the Laws of 1867, entitled 'An act to incorporate the village of College Point, in Queens county,' and the acts amendatory thereof" (Rec. No. 223), was read the second time.

On motion of Mr. Townsend, said bill was placed on the order of third reading.

The Senate bill (No. 284) entitled "An act to amend chapter 609 of the Laws of 1887, entitled 'An act to provide and establish a permanent system of sewerage and drainage in the village of White Plains, and in relation to the construction of said system'" (Rec. No. 224), was read the second time.

On motion of Mr. J. I. Burns, said bill was placed on the order of third reading.

The Senate bill (No. 327) entitled "An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix his compensation and provide for the expenses of his office and the compensation of himself and his subordinates" (Rec. No. 225), having been announced for a second reading,

On motion of Mr. J. I. Burns, the same was laid upon the table.

The bill (No. 1416) entitled "An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties,'" having been announced for a second reading,

Mr. Boyce moved to amend by striking out lines 17 and 18 in section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Boyce, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1346) entitled "An act to facilitate the settlement of the claims of the State against the Horn Silver Mining Company for taxes on its corporate franchises or business," was read the second time.

On motion of Mr. J. I. Burns, said bill was placed on the order of third reading, and referred to the committee on revision.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved, That Assembly bill No. 1404, entitled "An act to require fire-escapes in connection with certain school buildings," be recom-

mitted to the committee on public education, retaining its place on the order of second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No. 1208) entitled "An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same as amended by subsequent acts,'" having been announced for a second reading, was read the second time.

On motion of Mr. Courtney, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Deyo moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill (No. 1356) entitled "An act to incorporate the New York zoological and botanical gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York," having been announced for a second reading,

On motion of Mr. Whipple, the same was laid upon the table.

The bill (No. 1111) entitled "An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture,'" was read the second time.

On motion of Mr. Barton, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 291) entitled "An act to amend chapter 538 of the Laws of 1885, entitled 'An act to provide for the organization and regulation of corporations to examine and guarantee bonds and mortgages, and titles to real estate'" (Rec. No. 188), having been announced for a second reading,

Mr. O'Hare moved to commit said bill to the committee on general laws, retaining its place on the order of second reading:

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Andrus called from the table Senate bill (No. 389) entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies.'" (Rec. No. 212.)

On motion of Mr. Fish, said bill was laid upon the table.

The Senate bill (Rec. No. 227) entitled "An act to release to Catharine McCabe all the right, title and interest of the people of the State of New York in and to certain lands situate in the city of New York, and county of New York, of which Matthew Leavy died seized" (Rec. No. 227), was read the second time.

On motion of Mr. Blumenthal, said bill was placed on the order of third reading.

The Senate concurrent resolution (No. 411) entitled "Concurrent resolution proposing an amendment to the Constitution, prohibiting the manufacture and sale of intoxicating liquors as a beverage, by adding an additional article thereto" (Rec. No. 232), have been announced for a second reading,

Mr. Schaaff moved to recommit said resolution to the committee on excise, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. R. J. Lewis moved a call of the House.

Mr. Sulzer moved to lay the motion upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Sulzer, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. R. J. Lewis, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll.

Abbey	Coons	Henderson	Menninger	Sheffer
Acker	Cornell	Hitt	Miller	Sohmer
Adams	Courtney	Hoag	Mitchell	Stein
Andrus	Crawford	Huson	Monaghan	Stevens, J. H.
Ballantine	Currier	Johnson, A.	Mott	Stevens, N.
Barton	Curtis	Johnson, H.C.	Nixon	Stevens, W. C.
Bennett	Davis	Johnson, R.S.	Nolan	Stewart
Blanchfield	Decker	Jones	O'Connor, J.J.	Stranahan
Blumenthal	de Peyster	Kelly	O'Hare	Sulzer
Boyce	Deyo	Kerrigan	Page	Thompson
Bradford	Dinkelspiel	Kill	Pealer	Tompkins
Brady	Duffy	Kimball	Pearsall	Towne
Bridges	Endres	King	Pierson	Townsend
Burns, J. I.	Everett	Lane, H. J.	Rhodes	Treadway
Burns, W. B.	Fish	Lane, O. F.	Rice	Van Vranken
Bush, G. H.	Fitts	Lewis, B. B.	Riley	Webster
Bush, R. P.	Gardenier	Lewis, R. J.	Sage	Weed
Byrne	Gibbs	L'Hommedieu	Saunders	Whipple
Byrnes	Greene	Martin	Sawmiller	White
Christie	Gretsinger	Mase	Schaaff	Willis
Clarke	Guenther	McBride	Selleck	Wissig
Cooney	Guibord	McTernan		

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Mr. Curtis moved to suspend further proceedings under the call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said resolution was then read the second time.

On motion of Mr. Curtis said resolution was placed on the order of third reading.

The Senate bill (No. 433) entitled "An act to enable and authorize a woman heretofore divorced from her husband to convey and release her inchoate right of dower in lands to which her husband has title or may hereafter acquire title" (Rec. No. 230), was read the second time.

On motion of Mr. Crawford, and by unanimous consent, said bill was placed on the order of third reading and read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gretsinger	Lane, H. J.	Sheffer
Acker	Cornell	Groat	Lane, O. F.	Sohmer
Bennett	Crawford	Guenther	Lewis, B. B.	Stevens, J. H.
Blanchfield	Currier	Guibord	Lewis, R. J.	Stevens, N.
Boyce	Curtis	Henderson	L'Hommedieu	Stevens, W. C.
Bradford	Davis	Hitt	Martin	Stewart
Brady	Decker	Hoag	McBride	Sulzer
Bridges	Dempsey	Huson	Menninger	Thompson
Burns, J. I.	de Peyster	Johnson, A.	Monaghan	Tompkins
Burns, W. B.	Deyo	Johnson, H. C.	Nolan	Towne
Bush, G. H.	Endres	Johnson, R. S.	Pearsall	Treadway
Byrne	Everett	Jones	Peck	Van Vranken
Byrnes	Fish	Kerrigan	Rhodes	Webster
Christie	Fitts	Kill	Riley	Weed
Clarke	Gibbs	Kimball	Saunders	Wissig
Cooney	Greene	King	Selleck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the deposit of money, duties of the chamberlain, and his fees." (No. 1270.)

"An act to amend chapter 475 of the Laws of 1889, entitled 'An act further to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city.'" (No. 1196.)

"An act to authorize the construction of a State dam of stone masonry extending across the Hudson river from the city of Troy to the village of Green Island, and making an appropriation therefor." (No. 1263.)

"An act to authorize the Watervliet Turnpike and Railroad Company to operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy." (No. 1403.)

"An act to amend chapter 13 of the Laws of 1886, entitled 'An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board.'" (No. 1266.)

"An act to secure prompt payment of wages by corporations." (No. 1462.)

"An act to regulate the sale of skimmed milk in cities of upward of 50,000 inhabitants." (No. 1464.)

"An act to legalize and confirm the action of the late engineer of the city of Buffalo, in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expense of said work." (No. 1463.)

"An act to amend chapter 373 of the Laws of 1889, entitled 'An act to amend chapter 583 of the Laws of 1888, entitled An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' with reference to the fire marshal.'" (No. 1162.)

"An act to amend chapter 131 of the Laws of 1885, entitled 'An act to incorporate the city of Amsterdam,' and the acts amendatory thereof, with relation to official newspapers." (No. 1200.)

"An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police for the city of Yonkers,' and the acts amendatory thereof." (No. 1050.)

"An act to amend section 9 of chapter 365 of the Laws of 1889, entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn.'" (No. 1271.)

"An act relating to the superintendents and overseers of the poor in Richmond county." (No. 1518.)

"An act to amend article 4 of title 5 of chapter 9 of part 1 of the Revised Statutes, relating to grants of land under water, as amended by chapter 283 of the Laws of 1850." (No. 1476.)

"An act to provide for organizing a veteran reserve corps in the reserve militia from among those exempted by reason of military service from ordinary duty." (No. 1268.)

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'" (No. 1267.)

"An act in relation to railroads, constituting chapter 39 of the general laws." (No. 1355.)

"An act to amend section 1 of title 10 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relative to the department of assessment." (No. 1272.)

"An act to amend chapter 111 of the Laws of 1851, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' and acts amendatory thereof." (No. 1390.)

"An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of 1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor.'" (No. 1247.)

"An act to amend chapter 210 of the Laws of 1878, entitled 'An act

to provide for the formation of societies for the prevention of horse stealing,' and the several acts amendatory thereof." (No. 1260.)

"An act to authorize the Superintendent of Public Works to construct and maintain an automatic spillway in the dam of the State reservoir at West Eaton, Madison county." (No. 1062.)

"An act for the incorporation of ichthyological societies." (No. 148.)

"An act making an appropriation for the purpose of dredging the outlet of Cassadaga lake." (No. 219.)

"An act to amend an act entitled 'An act to authorize the formation, establishment and maintaining of driving park, park and agricultural associations,' passed April 16, 1872." (No. 1253.)

"An act for the improvement of the south branch of the Saranac river, and making an appropriation therefor." (No. 1172.)

"An act making an appropriation for excavating a basement or cellar under the State armory at Schenectady, New York, and for the repair and betterment of said armory." (No. 1052.)

"An act to amend chapter 570 of the Laws of 1889, entitled 'An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations.'" (No. 1465.)

"An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over." (No. 1461.)

"An act to improve portions of Grand avenue and Main street in Long Island City." (No. 1174.)

The Senate concurrent resolution (Rec. No. 244), entitled "Concurrent resolution proposing an amendment to article 6 of the Constitution relating to election of additional justices of the Supreme Court," was read the second time.

On motion of Mr. McTernan, said resolution was placed on the order of third reading.

Mr. Sheehan moved to suspend rules 3, 27 and 49, for the purpose of considering, at 4 o'clock, Senate bill No. 333, entitled "An act to revise, consolidate and amend the laws relating to the registry of voters except in the cities of New York and Brooklyn."

By direction of the Speaker, the Clerk called the roll.

{AYES 68}
{NOES 6}

Those who voted in the affirmative, were

Abbey	Byrnes	Groat	Lewis, R. J.	Riley
Acker	Christie	Guenther	Martin	Sage
Andrus	Clarke	Guibord	McBride	Schaaff
Ballantine	Cooney	Haftner	Miller	Sheehan
Bennett	Coons	Henderson	Monaghan	Sheffer
Blanchfield	Cornell	Hitt	Mott	Stein
Blumenthal	Currier	Hoag	Nolan	Stevens, J. H.
Boyce	Davis	Johnson, A.	O'Connor, J. J.	Sulzer
Brady	Dempsey	Jones	O'Hare	Townsend
Burns, J. I.	Dinkelspiel	Kelly	Pealer	Treadway
Burns, W. B.	Duffy	Kerrigan	Pierson	Van Vranken
Bush, G. H.	Endres	Kill	Rhodes	Webster

Bush, R. P.	Gardenier	King	Rice	Wissig
Byrne	Greene	Lane, O. F.		

Those who voted in the negative, were

Bridges	Pearsall	Peck	Stevens, N.	Whipple
Crawford				

On motion of Mr. Sheehan, said bill was made a special order for 4 o'clock.

The bill (No. 1419) entitled "An act to secure secrecy of the ballot and to promote purity of elections," was read the second time.

On motion of Mr. Acker, and by unanimous consent, said bill was placed on the order of third reading and read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	McBride	Sheffer
Acker	Coons	Haffner	McTernan	Shields
Adams	Cornell	Henderson	Menninger	Stein
Andrus	Crawford	Hitt	Miller	Stevens, N.
Ballantine	Currier	Hoag	Mitchell	Stevens, W. C.
Barton	Curtis	Huson	Monaghan	Stewart
Bennett	Davis	Johnson, A.	Mott	Stranahan
Blanchfield	Decker	Johnson, R.S.	Nixon	Sulzer
Blumenthal	Dempsey	Jones	Nolan	Thompson
Boyce	de Peyster	Kelly	O'Connor, J.J.	Tompkins
Bradford	Deyo	Kerrigan	Pealer	Towne
Brady	Dinkelspiel	Kill	Pearsall	Townsend
Bridges	Duffy	Kimball	Peck	Treadway
Burns, J. I.	Endres	King	Pierson	Van Vranken
Burns, W. B.	Everett	Kurth	Rhodes	Webster
Bush, G. H.	Fish	Lane, H. J.	Rice	Weed
Bush, R. P.	Fitts	Lane, O. F.	Riley	Whipple
Byrne	Gardenier	Larmon	Sage	White
Byrnes	Gibbs	Lewis, B. B.	Saunders	Willis
Christie	Greene	L'Hommedieu	Sawmiller	Wissig
Clarke	Gretsinger	Loder	Schaaff	Speaker
Connelly	Guenther	Martin	Sheehan	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 414) entitled "An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State' (Rec. No. 210), was read the second time.

On motion of Mr. J. I. Burns, said bill was placed on the order of third reading.

The bill (No. 228) entitled "An act to regulate the sale of intoxicating liquors in the several counties, towns, cities and wards of this State," having been announced for a second reading,

Mr. Sulzer moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sheehan moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sheehan moved to recommit said bill to the committee on excise, retaining its place on the order of second reading, with power to report.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 58 }
{ NOES 60 }

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	McTernan	Schaaff
Andrus	Coons	Harwood	Menninger	Sheehan
Blanchfield	Cornell	Henderson	Monaghan	Shields
Blumenthal	Courtney	Hitt	Nolan	Sohmer
Boyce	Currier	Huson	O'Connor, J. J.	Stein
Brady	Dempsey	Kelly	O'Hare	Sullivan
Bush, G. H.	Dinkelspiel	Kerrigan	Pealer	Sulzer
Bush, R. P.	Duffy	Kill	Rice	Townsend
Byrne	Endres	Kurth	Riley	Van Vranken
Byrnes	Gibbs	Lane, O. F.	Sage	Webster
Clarke	Greene	Martin	Sawmiller	Wissig
Connelly	Guenther	McBride		

Those who voted in the negative, were

Acker	Davis	Johnson, A.	Mitchell	Stevens, N.
Adams	Decker	Johnson, H. C.	Mott	Stevens, W. C.
Ballantine	de Peyster	Johnson, R. S.	Nixon	Stewart
Barton	Deyo	Jones	Page	Stranahan
Bennett	Dickinson	Kimball	Pearsall	Thompson
Bradford	Everett	King	Peck	Tompkins
Bridges	Fish	Lane, H. J.	Pierson	Towne
Burns, J. I.	Fitts	Larmon	Rhodes	Treadway
Burns, W. B.	Gardenier	Lewis, B. B.	Saunders	Weed
Christie	Gretsinger	Lewis, R. J.	Selleck	Whipple
Crawford	Guibord	L'Hommedieu	Sheffer	White
Curtis	Hoag	Miller	Stevens, J. H.	Willis

Said bill was then read the second time.

On motion of Mr. Curtis, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1307) entitled "An act to regulate the sale and delivery of strong, spirituous and intoxicating liquors, wines, ale or beer in towns and villages in this State, where there is not in force at the time a license permitting such sale," having been announced for a second reading,

On motion of Mr. Fish, said bill was laid upon the table until 4 o'clock this afternoon.

Mr. Hoag called from the table Assembly bill No. 1356, entitled "An act to incorporate the New York zoological and botanical gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York."

Said bill having been announced for a second reading,

Mr. Martin moved to recommit said bill, with instructions to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Hoag, said bill was placed on the order of third reading, and referred to the committee on revision.

On motion of Mr. Greene, and by unanimous consent, the bill (No. 1415) entitled "An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 91}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	L'Hommedieu	Schaaff
Acker	Crawford	Haffner	McBride	Sheffer
Adams	Currier	Harwood	McTernan	Shields
Andrus	Curtis	Hitt	Miller	Stein
Ballantine	Davis	Huson	Mitchell	Stevens, J. H.
Barton	Decker	Johnson, A.	Monaghan	Stevens, N.
Blanchfield	Dempsey	Johnson, H.C.	Nixon	Stevens, W. C.
Blumenthal	Dinkelspiel	Johnson, I. S.	Nolan	Stranahan
Boyce	Duffy	Johnson, R.S.	O'Connor, J.J.	Thompson
Bradford	Endres	Jones	Page	Tompkins
Brady	Everett	Kelly	Pealer	Towne
Burns, J. I.	Fish	Kerrigan	Pearsall	Townsend
Bush, R. P.	Fitts	Kill	Pierson	Webster
Byrne	Gardenier	Lane, H. J.	Rhodes	Weed
Byrnes	Gibbs	Lane, O. F.	Rice	Whipple
Christie	Greene	Larmon	Riley	White
Clarke	Gretsinger	Lewis, B. B.	Sage	Willis
Cooney	Guenther	Lewis, R. J.	Saunders	Wissig
Cornell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. R. S. Johnson, and by unanimous consent, the bill (No. 1312) entitled "An act to amend chapter 242 of the Laws of 1834, entitled 'An act to incorporate the village of Camden, in the

county of Oneida,' as amended by chapter 754 of the Laws of 1857, and by chapter 54 of the Laws of 1864," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	McBride	Schaaff
Acker	Crawford	Guibord	McTernan	Selleck
Ballantine	Curtis	Haffner	Miller	Sheffer
Barton	Decker	Hitt	Mitchell	Shields
Blanchfield	Dempsey	Huson	Monaghan	Stevens, J. H.
Blumenthal	Deyo	Johnson, A.	Mott	Stevens, N.
Boyce	Dickinson	Johnson, H. C.	Mullaney	Stevens, W. C.
Bradford	Dinkelspiel	Johnson, R. S.	Nixon	Stewart
Brady	Duffy	Jones	Nolan	Stranahan
Burns, J. I.	Endres	Kerrigan	O'Hare	Sulzer
Bush, G. H.	Everett	Kill	Pealer	Thompson
Bush, R. P.	Fish	Lane, H. J.	Pearsall	Towne
Byrne	Fitts	Lane, O. F.	Pierson	Weed
Byrnes	Gardénier	Larmon	Rhodes	Whipple
Clarke	Greene	Lewis, B. B.	Rice	White
Cooney	Gretsinger	Lewis, R. J.	Saunders	Willis
Cornell	Groat	L'Hommedieu	Sawmiller	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read in the words following:

IN SENATE, *April*, 28, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill No. 192, entitled "An act to provide for the appointment of additional notaries public. (Rec. No. 92.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Robertson, and by unanimous consent, the same was amended as follows:

Amend section 2 so as to read as follows:

"§ 2. For the purpose of defraying the expenses for additional clerk hire in the Executive department, deemed necessary under the provisions of this act, the sum of \$4,000 is hereby appropriated for such expenses for the fiscal year, beginning on October 1st next, and the sum of \$1,700 is hereby appropriated for such expense from May 1st to October 1st, next, which said sums shall be payable to the Executive department out of any funds in the treasury not otherwise appropriated in the same manner as moneys appropriated to such department are payable under the general appropriation act."

Add section 3 as follows:

"§ 3. This act shall take effect immediately."

Said bill, as amended, was passed, re-engrossed, and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	McBride	Schaaff
Acker	Crawford	Guibord	McTernan	Selleck
Andrus	Currier	Haffner	Menninger	Sheehan
Barton	Curtis	Harwood	Miller	Sheffer
Blanchfield	Davis	Johnson, A.	Monaghan	Sohmer
Blumenthal	Decker	Johnson, H.C.	Mott	Stevens, J. H.
Boyce	Dempsey	Johnson, R.S.	Nixon	Stevens, N.
Bradford	de Peyster	Jones	Nolan	Stevens, W. C.
Brady	Deyo	Kerrigan	Page	Stewart
Bridges	Dinkelspiel	Kill	Pealer	Sulzer
Burns, J. I.	Endres	Kurth	Pierson	Tompkins
Bush, G. H.	Everett	Lane, H. J.	Rhodes	Towne
Byrne	Fish	Lane, O. F.	Rice	Weed
Byrnes	Fitts	Lewis, B. B.	Riley	Whipple
Christie	Greene	Lewis, R. J.	Saunders	White
Clarke	Gretsinger	Martin	Sawmiller	Wissig
Cornell	Groat			

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Courtney	Gretsinger	Lewis, R. J.	Riley
Andrus	Crawford	Groat	L'Homedieu	Saunders
Ballantine	Currier	Guenther	McBride	Sawmiller
Barton	Curtis	Guibord	McTernan	Sheffer
Blanchfield	Davis	Harwood	Menninger	Stevens, J. H.
Blumenthal	Decker	Henderson	Miller	Stevens, W. C.
Boyce	Dempsey	Hitt	Monaghan	Stranahan
Bradford	de Peyster	Huson	Mott	Sulzer
Brady	Dinkelspiel	Johnson, H.C.	Nixon	Thompson
Bush, G. H.	Duffy	Jones	O'Connor, J.J.	Tompkins
Bush, R. P.	Endres	Kelly	O'Hare	Towne
Byrne	Fish	Kill	Page	Weed

Clarke	Fitts	Kurth	Pearsall	Whipple
Cooney	Gardenier	Lane, H. J.	Pierson	White
Coons	Gibbs	Lane, O. F.	Rhodes	Wissig
Cornell	Greene	Lewis, B. B.	Rice	

For the negative,

Deyo

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate returned the bill entitled "An act to amend, revise and consolidate certain acts and parts of acts relating to the State Commission in Lunacy, and the care and custody of the insane, the management of the asylums for their treatment and safe-keeping, as provided in chapter 446 of the Laws of 1874, and chapter 283 of the Laws of 1889, and to repeal sections 9, 10 and 11 of chapter 342 of the Laws of 1865, and chapter 713 of the Laws of 1871" (No. 1004), with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 27, after the word "nine" insert the words "entitled an act to establish and organize the State Commission in Lunacy and to define its duties," and after the word "amended" insert the words "so as."

Page 3, line 14, add at end of line the words "but the total annual salaries of such secretary, stenographer and employes shall not exceed the sum of \$4,500."

Amend the title so as to read as follows:

Lines 8 and 9, strike out the words "three hundred and forty-two" and insert the words "four hundred and forty six."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	McTernan	Schaaff
Acker	Cornell	Guenther	Miller	Selleck
Adams	Courtney	Guibord	Mitchell	Sheffer
Andrus	Crawford	Haffner	Monaghan	Stevens, J. H.
Ballantine	Curtis	Henderson	Mott	Stevens, W. C.
Barton	Davis	Hitt	Mullaney	Stewart
Blanchfield	Dempsey	Huson	Nolan	Stranahan
Blumenthal	de Peyster	Jones	O'Connor, J. J.	Thompson
Boyce	Deyo	Kerrigan	Pealer	Tompkins
Bradford	Duffy	Kill	Pearsall	Townsend
Brady	Endres	Lane, H. J.	Peck	Treadway
Bush, G. H.	Everett	Lane, O. F.	Pierson	Van Vranken
Bush, R. P.	Fish	Lewis, B. B.	Rhodes	Weed

Byrne	Gardenier	L'Hommedieu	Riley	Whipple
Byrnes	Gibbs	Martin	Saunders	White
Christie	Greene	McBride	Sawmiller	Wissig
Clarke	Gretsinger			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend section 361 of the Code of Civil Procedure" (No. 792), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 2, and insert the following sections:

"§ 2. Section 1315 of the Code of Civil Procedure is hereby amended so as to read as follows:

"§ 1315. Where an appeal is taken from final judgment as prescribed in title 2 or 3 of this chapter, the appellant must, within twenty days after it is perfected, cause a copy of the judgment-roll and of the case and notice of exceptions, if any, filed after the entry of judgment and a certified copy of the judgment given thereon, and of the notice of appeal to be transmitted to the appellate court by the clerk upon whom the notice of appeal was served. Where an appeal from an order, or a part of an order, is taken as prescribed in title 2, 3 and 5 of this chapter, the appellant must, within the same time, cause a certified copy of the notice of appeal, of the order, and of the papers upon which the order was founded, to be transmitted to the appellate court by the same clerk. If the appellant fails so to do, the respondent may cause those papers to be so transmitted; and he is entitled to tax the expense thereof, as a disbursement, where he recovers costs. The clerk of the appellate court must file the papers so transmitted; and except where it is otherwise specially prescribed by law, the appeal must be heard upon them.

"§ 3. Section 3301 of the Code of Civil Procedure is hereby amended so as to read as follows:

"§ 3301. Except as otherwise prescribed in the next section, each clerk of a court of record is entitled for his services in an action or a special proceeding, brought in or transferred to the court of which he is clerk, to the following fees: Upon the trial of the action or the hearing upon the merits of the special proceedings, from the party bringing it on, one dollar; for entering final judgment in the action, or entering a final order in the special proceeding, including the filing of the judgment-roll, and a copy of the judgment to insert therein, fifty cents, and ten cents in addition for each folio exceeding ten contained in the order or judgment; for entering any other order or an interlocutory judgment, ten cents for each folio exceeding five; for a certified or other copy of an order, record or other paper, entered or filed in his office, five cents for each folio. Where, on an appeal from a judgment or order a party shall present to the clerk a printed copy of the judgment-roll or order appealed from, it shall be the duty of the clerk, as required, to compare and certify the same, for which service he shall be entitled to be paid at the rate of one cent per folio. For a certified transcript of the docket of a judgment, twelve cents. For filing a transcript and docketing or redocketing a judgment thereupon, six cents. He is not entitled to any fee or other compen-

sation for any other service, in an action or a special proceeding in the court, except that where he is also county clerk he may charge fees as prescribed in section 3304 of this act, subject to the limitations therein contained. Where the attorneys for all the parties interested, other than parties in default, or against whom a judgment or a final order has been taken, and is not appealed from, stipulate in writing that a paper is a copy of any paper whereof a certified copy is required by any provisions of this act, the stipulation takes the place of a certificate, as to the parties so stipulating, and the clerk is not required to certify the same, or entitled to any fee therefor. And the paper so proved by stipulation shall be received by the clerks of all the courts, and by the courts, and shall be used or filed with the same force and effect as if certified by a clerk of the court.

"§ 4. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to amend sections 361, 1315 and 3301 of the Code of Civil Procedure."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Gretsinger	L'Hommedieu	Schaaff
Acker	Crawford	Groat	McBride	Selleck
Adams	Currier	Guenther	McTernan	Sneffer
Andrus	Curtis	Guibord	Menninger	Sohmer
Ballantine	Decker	Haßner	Miller	Stevens, J. H.
Barton	Dempsey	Harwood	Monaghan	Stranahan
Blanchfield	de Peyster	Henderson	Page	Thompson
Blumenthal	Dickinson	Hitt	Pealer	Tompkins
Boyce	Dinkelspiel	Huson	Pearsall	Townsend
Bradford	Duffy	Jones	Pierson	Treadway
Bush, G. H.	Endres	Kelly	Rhodes	Van Vranken
Byrne	Everett	Kerrigan	Rice	Webster
Byrnes	Fish	Kill	Riley	Weed
Christie	Fitts	Lane, H. J.	Sage	Whipple
Clarke	Gardenier	Lewis, B. B.	Saunders	White
Cooney	Gibbs	Lewis, R. J.	Sawmiller	Wissig
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Speaker presented the forty-ninth annual report of the New York State Agricultural Society, and the abstracts and documents accompanying the same; which was laid upon the table and ordered printed.

(See Doc. No. 93.)

The Senate sent for concurrence the following entitled bills:

"An act to amend section 3 of title 19 of chapter 583 of the Laws

of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interest in the city of Brooklyn,' with reference to assessments for local improvements" (Rec. No. 421), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the issue of the bonds of the city of Rochester to pay for an additional water supply" (Rec. No. 422), which was read the first time and referred to the committee on affairs of cities.

"An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (Rec. No. 423), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter 192 of the Laws of 1889, entitled 'An act to authorize the city of Cohoes to provide for the removal of the bodies, monuments and gravestones from the old burial ground situated on the north side of Columbia street in said city, to provide a suitable place for the reinterment of said bodies; reinter the same and to reset the monuments and gravestones, to issue bonds therefor, and to sell and survey the land now used for said burial ground'" (Rec. No. 424), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize and confirm the proceedings of the board of park commissioners of the city of Buffalo in ordering and contracting for paving the circle and parts of streets approaching the same, and of the common council of said city in ordering an assessment therefor" (Rec. No. 425), which was read the first time.

On motion of Mr. Andrus, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on affairs of cities, and retaining it place on the order of third reading.

Mr. Clarke offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 525, entitled "An act to authorize the comptroller of the city of New York to examine the claim of John J. Clarke, and to audit and pay the amount justly due," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Riley called from the table the following resolution (Assembly Document No. 80):

Resolved (if the Senate concur), That the Governor be requested to appoint an agent to examine the muster and pay-rolls of the companies and detachments of volunteer and militia called into the service of the United States, from the State of New York, during the war of 1812, and to collect evidence corroborating proofs taken by the commissioners appointed by chapter 175, Laws of 1859, to authenticate the service rendered and expenses incurred by those holding

certificates from said commissioners issued pursuant to the provisions of said chapter, and that the further duty of said agent shall be to present the said claims to the proper officers of the United States, and endeavor to effect a settlement of the same. That all moneys paid by the United States in liquidation of these claims shall be deposited with the Treasurer of the State, and paid out on the warrant of the Comptroller to the holders of certificates as provided in section 8, chapter 176, Laws of 1859, and that the compensation and necessary expenses of said agent be paid out of moneys appropriated to defray the expenses of the military department of the State on vouchers approved by the Governor.

Resolved (if the Senate concur), That the Senators and Representatives in Congress from this State be requested to introduce at the first session of the Fifty-first Congress, and endeavor to secure the passage of an act to authorize and direct the proper accounting officers of the Treasury of the United States to examine and settle the claims of the State of New York for moneys paid by said State, upon certificates issued in pursuance of an act of the Legislature, passed April 8, 1859, and an act passed May 4, 1872, and to allow to the State of New York so much of the amounts so paid, with interest, as shall be found to have been justly due the volunteers and militia of said State called into service of the United States in the war of 1812, on account of clothing, equipments, transportation and additional pay, not heretofore paid by the United States, and further, to examine and settle such claims for contingent expenses for clothing, equipments, transportation and additional pay, as have been audited by the commissioners appointed by act of the Legislature, passed April 8, 1859, and chapter 517, Laws of 1872, and allow such amounts, with interest, as may be found to have been justly due holders of certificates issued to them, pursuant to said acts of 1859 and 1872.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

On motion of Mr. Mase, and by unanimous consent, Senate bill No. 380, entitled "An act in relation to escheated lands," now on the order of second reading, was ordered to be read the second and third time this afternoon at 4 o'clock.

Mr. Schaaff gave notice that at some future day he would move to suspend Rules 3, 29 and 49, for the purpose of reading out of its order Senate bill No. 491, entitled "An act to authorize the city of Brooklyn to purchase and to hold certain land in the said city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon, and to authorize the issue of bonds for such purposes."

Mr. Boyce gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1402, entitled "An act for relief of creditors of Saratoga Springs," now on the order of second reading.

On motion of Mr. Curtis, and by unanimous consent, Senate bill No. 563, entitled "An act to amend chapter 95 of the Laws of 1881, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled

An act to incorporate the city of Ogdensburg, and the acts amending the same,' as amended by chapter 397 of the Laws of 1885, and to create a board of commissioners of public works for said city, and to borrow money to improve the streets of said city" (Rec. No. 386), was ordered to be read the third time this afternoon at 4 o'clock.

Mr. B. B. Lewis gave notice that at some future day a motion would be made to suspend Rules 3, 28, 29 and 49, in order to read out of its order the second and third time Senate bill No. 191, not printed, relating to the Olean armory.

On motion of Mr. Nixon, and by unanimous consent, Assembly bill No. 1189, entitled "An act to amend chapter 181, Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,'" was ordered to be read the third time this afternoon.

Mr. Stranahan gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of having Senate bill No. 519, entitled "An act futher to amend chapter 427 of the Laws of 1855, entitled 'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes,'" read the second time out of its order.

On motion of Mr. Jones, and by unanimous consent, Assembly bill No. 1461, entitled "An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over," was ordered to be read the third time at 4 o'clock P. M.

Mr. Guenther gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, in order to read out of its order Senate bill No. 625, entitled "An act to incorporate the River Bridge Company."

Mr. Rhodes gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, in order that Assembly bill No. 1119, relating to the improvement of highways in the town of Pelham, may be read the second and third time out of its order.

Mr. Hitt gave notice that at some future day he would move to suspend Rules 3 and 27, for the purpose of considering out of its order, on second reading, Senate bill Rec. No. 242, entitled "An act to incorporate the New York and New England Agricultural and Industrial Society."

Mr. Nolan gave notice that at some future day he would move to suspend Rules 3, 28 and 49, in order to consider out of its order Assembly bill No. 674, entitled "An act to amend title 12 of chapter 77 of the Laws of 1870, entitled 'the police department,' as amended by chapter 495 of the Laws of 1873, as amended by chapter 298 of the Laws of 1885," now on the order of second reading, and that it then have its second and third reading.

On motion of Mr. J. I. Burns, and by unanimous consent, Assembly bill No. 1344, now on the order of third reading, entitled "An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the cost of materials and work upon certain of its school premises," was ordered to be read the third time at 4 o'clock this afternoon.

Mr. H. J. Lane gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of moving the

second and third reading, out of its order, Assembly bill No. 1401, entitled "An act to amend chapter 714 of the Laws of 1879, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown,'" now on the order of second reading.

Mr. Pierson gave notice that he would at some future day move to suspend Rules 3, 28, 29 and 49, in order that Senate bill No. 580, entitled "An act to reappropriate certain unexpended balances of appropriations heretofore made for the opening of the channel or canal between the waters of Shinnecock and Peconic bays, in the county of Suffolk," now on the order of second reading, may be read out of its order the second and third time.

Mr. Blumenthal gave notice that he would at some future day move to suspend Rules 3, 28, 29 and 49, for the purpose of considering out of its order Assembly bill No. 1066, entitled "An act in relation to life, health and casualty insurance companies," and that the same be then read the third time.

Mr. Van Vranken gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Assembly bill No. —, entitled "An act to further amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies.'"

Mr. Dinkelspiel gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1377, entitled "An act relative to consents to street surface railway companies."

Mr. Barton gave notice that on some future day he would move to suspend Rules 3, 29, 30 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 458, entitled "An act to authorize the board of trustees of the village of Glens Falls to lay and construct a new water-pipe or main for the purpose of supplying said village with pure and wholesome water, and to provide for the issuing of bonds for such purpose and for the payment thereof."

Mr. Kurth gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 302, entitled "An act to extend, lay out and open and to improve the Eastern parkway of the city of Brooklyn."

Mr. W. C. Stevens gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1471, entitled "An act to prevent deception in the sale of skim-milk cheese," now on the order of second reading.

Mr. J. K. O'Connor gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 478, entitled "An act to provide for the erection of a State armory in the city of Utica, and making an appropriation therefor."

On motion of Mr. Kerrigan, and by unanimous consent, Assembly bill No. 950, entitled "An act to amend chapter 407 of the Laws of 1888, entitled 'An act relative to railways in the transverse roads of

the Central park in the city of New York' now on the order of third reading, be read the third time this afternoon at 4 o'clock.

Mr. Whipple gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, in order to read out of their order the following entitled bills:

"An act in relation to transportation corporations, excepting railroads constituting chapter 40 of the general laws." (No. 1520.)

Senate, "An act in relation to towns constitution chapter 20 of the general laws." (No. 530.)

Senate, "An act in relation to highways constituting chapter 19 of the general laws." (No. 546.)

Mr. Whipple also gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, in order to read out of its order Assembly bill No. 1152, entitled "An act to provide for the welfare of the Indians of this State."

On motion of Mr. N. Stevens, and by unanimous consent, Assembly bill No. 542, entitled "An act to amend chapter 573 of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof,'" was ordered to be read the third time this afternoon at 4 o'clock.

Mr. Mott gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49 of the Assembly, for the purpose of reading out of its order Assembly bill No. 1062, now on the order of third reading, entitled "An act to authorize the Superintendent of Public Works to construct and maintain an automatic spill-way in the dam of the State reservoir at West Eaton, Madison county."

Mr. Monaghan gave notice that at some future day he would move to suspend Rules Nos. 3, 28, 29 and 49, in order to read out of its order Senate bill No. 511, entitled "An act to amend section 446 of chapter 410 of the Laws of 1882, entitled 'A act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the providing of sufficient hydrants for the use of the fire department.'

Mr. Pearsall, from the committee on agriculture, to which was referred the bill introduced by Mr. L'Hommedieu, Int. No. 1157, entitled "An act to amend section 7 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies,' as amended by chapter 506 of the Laws of 1887," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Robertson, Int. No. 368, entitled "An act to amend chapter 31 of the Laws of 1871, entitled 'An act to renew the charter of the New York State Agricultural Society,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Pearsall, from the committee on agriculture, to which was referred the Senate bill introduced by Mr. Richardson, Int. No. 378, entitled "An act for the protection and education of farmers and

manufacturers in the purchase and sale of fertilizers," reported in favor of the passage of the same, with the following amendment:

Amend section 8, line 1, by striking out the word "twenty" and inserting the word "ten" in lieu thereof.

E. A. PEARSALL,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 386, entitled "An act to amend chapter 95 of the Laws of 1881, entitled 'An act to amend chapter 335 of the Laws of 1888, entitled An act to incorporate the city of Ogdensburg, and the acts amending the same,' as amended by chapter 397 of the Laws of 1885, and to create a board of commissioners of public works of said city, and to borrow money to improve the streets of said city," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 377, entitled "An act to provide for the improvement of the bridle paths in the Central park in the city of New York," reported in favor of the passage of the same, with the following amendment:

Strike out section 4 and insert the following:

"§ 4. The commissioners of public parks, in the city of New York, are hereby authorized to lay out, regulate, grade and construct a public road or avenue in the city of New York, for use as a driveway for light wagons, and upon which horses may be speeded for purposes of pleasure, and to secure a safe and unobstructed driveway for such recreation.

"§ 5. The lands necessary to carry out the purposes of this act, shall be apportioned and set aside from the lands already acquired by said city for use in the Central park therein, bounded and described as follows: Beginning at a point on the northerly side of West Fifty-ninth street, distance easterly 100 feet from the corner, formed by the intersection of the easterly side of Eighth avenue with the northerly line of said West Fifty-ninth street, and running thence northerly and parallel with the easterly side of Eighth avenue, and at all points, 100 feet distant easterly therefrom to the southerly line or side of West One Hundred and Tenth street; thence westerly and along the southerly line or side of West One Hundred and Tenth street to the corner formed by the intersection of the easterly side of Eighth avenue with the said southerly line or side of said West One Hundred and Tenth street, 100 feet; thence southerly and along the easterly line or side of Eighth avenue, to the northerly line or side of West Fifty-ninth street to the corner first above-mentioned and thence easterly and along the northerly line or side of said West Fifty-ninth street, 100 feet to the point and place of beginning.

"§ 7. Within sixty days after the passage of this act, the said commissioners of public parks shall proceed to lay out, regulate, grade and construct said road or driveway, in the same manner as now provided by law for the laying out, regulating and grading of streets of

the first-class in the said city under existing laws so far as the same may be applicable thereto, and in addition thereto shall so grade and regulate the surface of said road or driveway in the best manner for the uses and purposes mentioned in this act, and shall so construct said road or driveway that all avenues, streets or ways of ingress or egress into or from said Central park crossing said road or driveway, may least interfere with the uses thereof, and to divide the width of said road or driveway, by a grassed turf in the center throughout the whole length thereof, and by the planting of trees therein, as in the discretion of said commissioners shall seem practicable. The whole of said work to be so laid out, regulated, graded and constructed at a cost not to exceed \$250,000. The said road or driveway when completed shall be maintained and kept in repair, the same as all other streets, roads or avenues in the city of New York under existing laws.

"§ 7. The said commissioners of public parks shall continue to maintain said road or driveway, and keep the same in good condition from year to year, and shall have exclusive charge thereof, and shall conduct its uses according to the provisions of this act, and not otherwise, and to provide all proper means with the aid of the police of said city, for the proper and safe management of the same.

"§ 8. The board of estimate and apportionment of the city of New York shall provide for the payment of the expenses of the work authorized to be done by the provisions of sections 4, 5, 6 and 7 of this act by issuing bonds of the city of New York, bearing three per cent interest per annum, payable in from ten to thirty years from the date of issuing the same, and shall levy upon and collect from the taxable property in the city of New York, yearly, such sums as may be necessary to the payment of the interest thereon until the said bonds shall become due, when the whole amount of the principal of said bonds shall be so levied and collected. The comptroller of said city shall negotiate said bonds at the highest price obtainable therefor, and at not less than par, and shall convert the same into cash, and from the proceeds thereof shall pay the expenses of the work hereby authorized to be done by the requisition of the board of the commissioners of the department of public parks therefor, said bonds so issued not to exceed the sum of \$250,000.

"§ 9. This act shall take effect immediately."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Gibbs, and by unanimous consent, said bill was ordered to a third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 19, entitled "An act to fix the duration of the term of office of the surrogate in the city and county of New York," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Richardson, Int. No. 375, entitled "An act to amend chapter 205 of the Laws of 1883, entitled

'An act to abolish the office of Canal Appraisers and the State Board of Audit, and to establish a Board of Claims, and define its powers and duties,' as amended by chapter 60 of the Laws of 1884, and as amended by chapter 365 of the Laws of 1888, and as amended by chapter 68 of the Laws of 1889," reported in favor of the passage the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 262, entitled "An act making a reappropriation of money for deepening and enlarging the sewer under the Erie canal in the city of Rochester known as Lyell and Saxton street sewer," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

On motion of Mr. Sheehan, said bill was placed on the order of third reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 385, entitled "An act reappropriating money for certain expenses of the St. Lawrence State Hospital," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Fish, said bill was placed on the order of third reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 397, entitled "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors,'" reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 320, entitled "An act in relation to the custody of minor children," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 404, entitled "An act in relation to mortgages," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 289, entitled "An act to provide for the weekly payment of wages by corporations," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. White, from the committee on public printing, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 384, entitled "An act directing the printing and binding of 5,000 extra copies of the testimony taken before the committee of the Senate on general laws in 1890, in their investigation of electrical affairs in

the State of New York, and the report of the committee thereon," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. White, said bill was placed on the order of third reading.

On motion of Mr. Sheehan, and by unanimous consent, the bill No. 1246, entitled "An act with reference to the Buffalo Law School," was ordered to be read the third time, this afternoon at 4 o'clock.

The Senate returned the Senate bill entitled "An act to amend chapter 355 of the Laws of 1880, entitled 'An act relating to the Central New York Institution for Deaf-Mutes at Rome, N. Y.' (Rec. No. 157), with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill entitled "An act to amend chapter 341 of the Laws of 1872, entitled 'An act in reference to the Young Men's Association for Mutual Improvement in the city of Albany'" (Rec. No. 243), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the concurrent resolution, recalling from the Governor, for the purpose of amendment, Assembly bill No. 525, entitled "An act to authorize the comptroller of the city of New York to examine the claim of John J. Clarke, and to audit and pay the amount justly due," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to revise and amend the charter of the village of Attica, in the county of Wyoming." (No. 1421.)

"An act to amend section 12 of title 8 of chapter 330 of the Laws of 1888, entitled 'An act further to amend chapter 277 of the Laws of 1868, entitled An act to amend an act entitled An act to provide for the incorporation of villages, passed December 7, 1847, and the several acts amendatory thereof, so far as the same relates to the village of Baldwinsville, Onondaga county, and to revise and amend the charter of said village.'" (No. 846.)

"An act to amend chapter 498 of the Laws of 1847, entitled 'An act to authorize the election of county superintendents of the poor and county treasurers by the people,' as amended by chapter 298 of the Laws of 1862.'" (No. 1440.)

"An act to provide for the printing, binding and distribution of 1,937 copies of the Civil List of the State of New York, to be brought down to include the officers elected or appointed prior to 1890, and making an appropriation therefor." (No. 967.)

"An act to amend chapter 168 of the Laws of 1814, entitled 'An act to vest certain powers the freeholders and inhabitants of the village of Jamaica, in the county of Queens,' as amended by chapter 264 of the Laws of 1855, and chapter 266 of the Laws of 1870." (No. 937.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock P. M.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Speaker announced the special order to be second reading of Senate bill No. 557, entitled "An act to promote the independence of voters at public election, enforce the secrecy of the ballot, and provide for the printing and distribution of ballots at public expense." (Rec. No. 388.)

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the second time, and placed on the order of third reading.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 112}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Hoag	Miller	Sheehan
Acker	Courtney	Huson	Mitchell	Sheffer
Adams	Crawford	Johnson, A.	Monaghan	Sohmer
Andrus	Currier	Johnson, H.C.	Mott	Stein
Ballantine	Curtis	Johnson, I. S.	Mullaney	Stevens, J. H.
Barton	Davis	Johnson, R.S.	Nixon	Stevens, N.
Bennett	Decker	Jones	Nolan	Stevens, W. C.
Blanchfield	Dempsey	Kelly	O'Connor, J.J.	Stranahan
Blumenthal	Dickinson	Kerrigan	O'Hare	Sullivan
Boyce	Dinkelspiel	Kill	Page	Sulzer
Bradford	Duffy	King	Pealer	Thompson
Brady	Endres	Kurth	Pearsall	Tompkins
Burns, J. I.	Everett	Lane, O. F.	Peck	Towne
Burns, W. B.	Fish	Larmon	Pierson	Townsend
Bush, G. H.	Fitts	Lewis, B. B.	Rhodes	Treadway
Bush, R. P.	Gardenier	Lewis, R. J.	Rice	Van Vranken
Byrne	Gibbs	L'Hommedieu	Riley	Webster
Byrnes	Gretsinger	Martin	Sage	Weed
Christie	Guenther	Mase	Saunders	Whipple
Clarke	Guibord	McBride	Sawmiller	White
Connelly	Haffner	McTernan	Schaaff	Willis
Cooney	Henderson	Menninger	Selleck	Wissig
Coons	Hitt			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order of the day, No. 2, being the Senate bill No. 333, entitled "An act to revise, consolidate and amend the laws relating to the registry of voters except in the cities

of New York and Brooklyn" (Rec. No. 126), now on the order of second reading.

Said bill having been announced for a second reading,

Mr. Andrus moved to commit said bill to the committee on the judiciary, with instructions to amend so as to provide for the last meeting of the board of registry ten days prior to election, and to report to-morrow, the bill retaining its place, and that it be made a special order at that time.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Andrus, and it was determined in the affirmative.

{AYES 65}
{NOES 49}

Those who voted in the affirmative, were

Acker	Curtis	Guibord	Lewis, R. J.	Selleck
Adams	Davis	Hoag	L'Hommedieu	Sheffer
Andrus	Decker	Johnson, A.	Mase	Nelson, N.
Ballantine	de Peyster	Johnson, H. C.	Miller	Stevens, W. C.
Barton	Deyo	Johnson, I. S.	Mitchell	Stewart
Bennett	Dickinson	Johnson, R. S.	Mott	Stranahan
Bradford	Everett	Jones	Nixon	Thompson
Bridges	Fish	Kimball	Page	Tompkins
Burns, J. I.	Fitts	King	Pearsall	Towne
Burns, W. B.	Gardenier	Kurth	Peck	Treadway
Christie	Gibbs	Lane, H. J.	Pierson	Weed
Crawford	Gretsinger	Larmon	Rhodes	White
Currier	Groat	Lewis, B. B.	Saunders	Willis

Those who voted in the negative, were

Abbey	Connelly	Haffner	McBride	Sheehan
Blanchfield	Cooney	Harwood	McTernan	Sohmer
Blumenthal	Coons	Henderson	Menninger	Stein
Boyce	Cornell	Hitt	Monaghan	Sullivan
Brady	Courtney	Huson	Nolan	Sulzer
Bush, G. H.	Dempsey	Kelly	O'Connor, J. J.	Townsend
Bush, R. P.	Dinkelspiel	Kerrigan	Rice	Van Vranken
Byrne	Duffy	Kill	Riley	Webster
Byrnes	Endres	Lane, O. F.	Sage	Wissig
Clarke	Guenther	Martin	Schaaff	

The Senate returned the Senate bill entitled "An act to provide for the rapid transit railways in cities of over 600,000 inhabitants" (Rec. No. 259), with a message that they have non-concurred in the amendments of the Assembly made thereto, that they have appointed a committee of conference thereon, consisting of Messrs. Vedder, O'Connor and Roesch, and request the appointment of a like committee on the part of the Assembly.

Mr. Gibbs moved that a like committee be appointed on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee, Messrs. Gibbs, Kimball, Decker, G. H. Bush and Connelly.

Ordered, That the Clerk return said bill to the Senate, with a message that they have consented to the appointment of a committee of conference thereon.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That Senate bill No. 275, entitled "An act to quiet the title to real property in certain cases," be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The privileges of the floor were extended to Hons. James M. Barnum, John H. Bonnington and John B. Shea.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 381, entitled "An act to confirm and validate certain acts of the local authorities of the city of New York," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

On motion of Mr. Blumenthal, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Cooney	Fitts	Kill	Sage
Acker	Coons	Gardenier	Kimball	Sawmiller
Adams	Cornell	Gibbs	Kurth	Schaaff
Andrus	Courtney	Gretsinger	Lane, H. J.	Sheehan
Ballantine	Crawford	Groat	L'Hommedieu	Sohmer
Barton	Currier	Guenther	Martin	Stevens, J. H.
Bennett	Curtis	Guibord	McBride	Stevens, N.
Blanchfield	Davis	Haffner	Monaghan	Stevens, W. C.
Blumenthal	Decker	Harwood	Nixon	Thompson
Boyce	Dempsey	Henderson	O'Hare	Tompkins
Bradford	de Peyster	Hitt	Page	Towne
Brady	Deyo	Huson	Pealar	Townsend
Burns, J. I.	Dickinson	Johnson, A.	Pearshall	Van Vranken
Bush, R. P.	Dinkelspiel	Johnson, H. C.	Peck	Webster
Byrne	Endres	Jones	Rhodes	Weed
Byrnes	Everett	Kelly	Rice	White
Christie	Fish	Kerrigan	Riley	Willis
Connelly				

Those who voted in the negative, were

Sullivan Sulzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Gibbs, from the committee on public health, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 417, entitled "An act to amend chapter 537 of the Laws of 1889, entitled 'An act to amend chapter 313 of the Laws of 1886, entitled An act to regulate the practice of veterinary medicine and surgery in the State of New York,' as amended by chapter 166 of the Laws of 1887," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Crawford, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Guenther	Larmon	Riley
Acker	Crawford	Guibord	Lewis, B. B.	Saunders
Andrus	Currier	Haffner	Martin	Schaaff
Ballantine	Curtis	Harwood	Mase	Selleck
Barton	Davis	Henderson	Miller	Sheffer
Bennett	Decker	Hitt	Mitchell	Stevens, J. H.
Blanchfield	Dempsey	Huson	Monaghan	Stevens, N.
Boyce	Deyo	Johnson, A.	Mott	Stevens, W. C.
Bradford	Dinkeson	Johnson, H. C.	Nixon	Thompson
Burns, J. I.	Dinkelspiel	Jones	Nolan	Townsend
Byrne	Endres	Kelly	O'Connor, J. J.	Webster
Byrnes	Everett	Kill	Page	Weed
Christie	Gardenier	Kimball	Pearsall	White
Connolly	Gibbs	King	Peck	Willis
Cooney	Greene	Lane, H. J.	Pierson	Wissig
Cornell	Groat	Lane, O. F.	Rhodes	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 395, entitled "An act to authorize the commission of Mt. Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 30, 1890.

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill, No. 804, entitled "An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush, in the county of Kings, to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush."

DAVID B. HILL.

On motion of Mr. Kurth, said bill was laid upon the table.

The Senate bill (No. 380) entitled "An act in relation to escheated lands" (Rec. No. 302), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Groat	Lewis, B. B.	Rhodes
Acker	Courtney	Guenther	L'Hommedieu	Rice
Adams	Crawford	Guibord	Martin	Saunders
Andrus	Curtis	Haffner	Mase	Schaaff
Ballantine	Davis	Harwood	McTernan	Selleck
Barton	Decker	Henderson	Miller	Sheffer
Bennett	Dempsey	Hitt	Mitchell	Stevens, J. H.
Blanchfield	de Peyster	Hoag	Monaghan	Stevens, N.
Blumenthal	Deyo	Huson	Mott	Stranahan
Boyce	Dickinson	Johnson, A.	Nixon	Thompson
Bradford	Dinkelspiel	Johnson, H. C.	Nolan	Tompkins
Brady	Duffy	Jones	O'Connor, J. J.	Towne
Burns, J. I.	Endres	Kerrigan	O'Hare	Townsend
Burns, W. B.	Everett	Kill	Pealer	Webster
Bush, R. P.	Fitts	King	Pearsall	Weed
Byrne	Gardenier	Kurth	Peck	Willis
Christie	Gibbs	Lane, H. J.	Pierson	Wissig
Cooney	Gretsinger	Larmon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 563) entitled "An act to amend chapter 95 of the Laws of 1881, entitled 'An act to amend chapter 335 of the Laws of 1868, entitled An act to incorporate the city of Ogdensburgh, and the acts amending the same;' as amended by chapter 337 of the Laws of 1885, and to create a board of commissioners of public works for said city, and to borrow money to improve the streets of said city" (Rec. No. 386), was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Gibbs	Lane, H. J.	Saunders
Adams	Courtney	Gretsinger	Larmon	Sawmiller
Ballantine	Crawford	Groat	L'Hommedieu	Schaaff
Barton	Currier	Guenther	Martin	Stein
Bennett	Curtis	Guibord	Mase	Stevens, J. H.
Blanchfield	Davis	Haffner	McBridge	Stewart
Blumenthal	Decker	Henderson	McTernan	Sulzer
Boyce	Dempsey	Hitt	Miller	Thompson
Bradford	de Peyster	Hoag	Mitchell	Tompkins
Brady	Deyo	Huson	Monaghan	Towne
Bridges	Dickinson	Johnson, A.	Mott	Townsend
Burns, J. I.	Dinkelspiel	Jones	Nixon	Van Vranken
Bush, R. P.	Endres	Kerrigan	O'Hare	Webster
Byrne	Everett	Kimball	Pealer	Weed
Christie	Fitts	King	Pearsall	White
Cooney	Gardenier	Kurth	Pierson	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same

The bill (No. 1344) entitled "An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the cost of materials and work upon certain of its school premises," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 1}

Those who voted in the affirmative, were

Acker	Cornell	Gibbs	Kurth	O'Hare
Adams	Courtney	Gretsinger	Lane, H. J.	Peck
Ballantine	Crawford	Groat	Lane, O. F.	Sage
Barton	Currier	Guenther	Le Roy	Saunders
Bennett	Curtis	Guibord	Larmon	Selleck
Blanchfield	Davis	Harwood	Lewis, B. B.	Shields
Blumenthal	Decker	Henderson	Lewis, R. J.	Stewart
Bradford	Dempsey	Hitt	L'Hommedieu	Thompson
Brady	de Peyster	Huson	Martin	Tompkins
Bridges	Deyo	Johnson, A.	McBride	Towne
Burns, J. I.	Dickinson	Jones	Menninger	Townsend
Bush, R. P.	Dinkelspiel	Kelly	Monaghan	Treadway
Byrne	Endres	Kerrigan	Mott	Webster

Byrnes	Fish	Kill	Nixon	Weed
Christie	Fitts	Kimball	Nolan	White
Cooney	Gardenier	King	O'Connor, J.K.	Wissig

For the negative,

McTernan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1189) entitled "An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the acts amendatory thereof relating to the powers of water commissioners," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Cooney	Gardenier	King	Schaaff
Adams	Coons	Gibbs	Kurth	Sheffer
Andrus	Cornell	Gretsinger	Lane, H. J.	Sohmer
Ballantine	Courtney	Groat	Lewis, B. B.	Stevens, J. H.
Bennett	Crawford	Guenther	L'Hommedieu	Stevens, W. C.
Blanchfield	Curtis	Guibord	Martin	Stranahan
Blumenthal	Davis	Harwood	McTernan	Thompson
Boyce	Decker	Henderson	Menninger	Tompkins
Bradford	Dempsey	Hitt	Nixon	Towne
Brady	de Peyster	Hoag	O'Hare	Townsend
Bridges	Deyo	Johnson, A.	Pealer	Treadway
Burns, J. I.	Dickinson	Jones	Pierson	Webster
Bush, G. H.	Dinkelspiel	Kelly	Rice	Weed
Byrne	Enders	Kerrigan	Riley	White
Byrnes	Everett	Kill	Saunders	Wissig
Clarke	Fish	Kimball		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1461) entitled "An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	McBride	Sawmiller
Acker	Crawford	Henderson	Menninger	Schaaff

Andrus	Curtis	Hitt	Miller	Sheehan
Ballantine	Davis	Hoag	Mitchell	Sohmer
Barton	Decker	Huson	Monaghan	Stevens, J. H.
Bennett	Dempsey	Johnson, A.	Mott	Stevens, W. C.
Blanchfield	de Peyster	Jones	Nixon	Stranahan
Boyce	Deyo	Kelly	Nolan	Sulzer
Bradford	Dinkelspiel	Kerrigan	O'Connor, J. K.	Thompson
Brady	Endres	Kill	Page	Tompkins
Burns, J. I.	Fish	Kimball	Pealer	Towne
Bush, G. H.	Gardenier	King	Pearsall	Townsend
Byrne	Gibbs	Lane, H. J.	Peck	Treadway
Byrnes	Gretsinger	Lane, O. F.	Rice	Van Vranken
Christie	Groat	Lewis, B. B.	Riley	Weed
Cooney	Guenther	L'Hommedieu	Sage	White
Coons	Guibord	Martin	Saunders	Wissig
Cornell	Haffner			

Those who voted in the negative, were

Mase Mullaney

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 701) entitled "An act to amend chapter 573. of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Huson	Monaghan	Sheffer
Acker	Crawford	Johnson, H. C.	Mott	Stevens, J. H.
Adams	Curtis	Jones	Nixon	Stevens, N.
Ballantine	Davis	Kelly	O'Connor, J. K.	Stevens, W. C.
Barton	Decker	Kerrigan	O'Hare	Stewart
Bennett	Dempsey	Kill	Page	Stranahan
Blanchfield	Deyo	Kimball	Pealer	Sulzer
Blumenthal	Dinkelspiel	Kurth	Peck	Thompson
Boyce	Endres	Lane, H. J.	Pierson	Tompkins
Bradford	Fish	Lane, O. F.	Rhodes	Towne
Brady	Gardenier	Lewis, B. B.	Rice	Townsend
Burns, J. I.	Gibbs	Lewis, R. J.	Riley	Treadway
Byrne	Gretsinger	L'Hommedieu	Saunders	Weed
Byrnes	Groat	Martin	Sawmiller	White
Christie	Guenther	McBride	Schaaff	Willis
Cooney	Guibord	Menninger	Selleck	Wissig
Cornell	Henderson	Miller	Sheehan	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1246) entitled "An act with reference to the Buffalo law school," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	Menninger	Sheehan
Acker	Connelly	Guibord	Miller	Sheffer
Adams	Cooney	Haffner	Mitchell	Stein
Andrus	Coons	Harwood	Monaghan	Stevens, J. H.
Ballantine	Cornell	Johnson, H. C.	Mott	Stevens, N.
Barton	Courtney	Jones	Mullaney	Stevens, W. C.
Bennett	Crawford	Kelly	O'Connor, J. J.	Stewart
Blanchfield	Davis	Kerrigan	O'Connor, J. K.	Stranahan
Blumenthal	Decker	Kill	Page	Thompson
Boyce	Dempsey	Kimball	Pealer	Tompkins
Bradford	Dinkelspiel	Kurth	Pearsall	Towne
Brady	Endres	Lane, H. J.	Peck	Townsend
Burns, J. I.	Everett	Lane, O. F.	Pierson	Treadway
Bush, G. H.	Fitts	Lewis, B. B.	Riley	Webster
Bush, R. P.	Gardenier	Lewis, R. J.	Sage	Weed
Byrne	Greene	L'Hommedieu	Saunders	White
Byrnes	Gretsinger	McBride	Schaaff	Wissig
Christie	Groat	McTernan	Selleck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 423, entitled "An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,'" reported in favor of the passage of the same, with the following amendments:

Section 1, line 7, after the word "therein" insert the words "more than sixty hours in any one week, nor."

Section 6, after line 14 insert the words "but the requirements of this section shall not apply to passenger elevators properly inclosed on all sides."

HAMILTON FISH, JR.,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish moved that said bill be made a special order on second reading to-morrow, at 10 o'clock A. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 950) entitled "An act to amend chapter 407 of the Laws of 1888, entitled 'An act relative to railways in the transverse roads of the Central park in city of New York,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gretsinger	Lane, O. F.	Saunders
Acker	Connelly	Groat	Lewis, B. B.	Sawmiller
Adams	Cooney	Guenther	Lewis, R. J.	Schaaff
Ballantine	Cornell	Guibord	L'Hommedieu	Sheehan
Barton	Courtney	Haffner	McBride	Sheffer
Bennett	Crawford	Harwood	McTernan	Stevens, W. C.
Blanchfield	Curtis	Johnson, A.	Menninger	Stranahan
Blumenthal	Davis	Johnson, H. C.	Miller	Thompson
Boyce	Decker	Jones	Mullaney	Tompkins
Bradford	Dempsey	Kelly	Nolan	Townsend
Brady	de Peyster	Kerrigan	O'Connor, J. K.	Van Vranken
Burns, J. I.	Deyo	Kill	Pearsall	Webster
Bush, G. H.	Dinkelspiel	Kimball	Peck	Weed
Byrne	Duffy	King	Pierson	White
Byrnes	Endres	Kurth	Rhodes	Wissig
Christie	Gardenier	Lane, H. J.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of 6 o'clock having, the House took a recess until 8 o'clock, P. M.

EIGHT O'CLOCK, P. M.

The House again met.

On motion of Mr. Tompkins, and by unanimous consent, the rules were suspended and Senate bill No. 549, entitled "An act to authorize the Board of Claims to hear and determine the claim of William J. Best against the State" (Rec. No. 311), was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 6 }

Those who voted in the affirmative, were

Acker	Connelly	Groat	Kimball	Pearsall
Adams	Coons	Guenther	Lane, H. J.	Peck
Andrus	Cornell	Guibord	Larmon	Saunders
Ballantine	Courtney	Haffner	L'Hommedieu	Sheehan
Barton	Currier	Harwood	Martin	Sheffer
Bennett	Curtis	Henderson	McBride	Stevens, J. H.
Blanchfield	Davis	Hitt	Menninger	Stevens, W. C.
Boyce	Dempsey	Huson	Miller	Sullivan
Bradford	Deyo	Johnson, A.	Mitchell	Thompson
Bridges	Dickinson	Johnson, H.C.	Monaghan	Tompkins
Burns, J. I.	Dinkelspiel	Johnson, I. S.	Mott	Towne
Bush, G. H.	Endres	Jones	O'Connor, J.J.	Whipple
Byrne	Everett	Kelly	O'Hare	White
Byrnes	Fitts	Kerrigan	Pealer	Wissig
Christie	Gardenier	Kill		

Those who voted in the negative, were

Abbey	Brady	Bush, R. P.	Lane, O. F.	Mullaney
Blumenthal				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Blanchfield, and by unanimous consent, the rules were suspended and Senate bill No. 501, entitled "An act to close a certain part of North Henry street in the city of Brooklyn, and to strike the same from the commissioners' map" (Rec. No. 215), was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Martin	Sage
Adams	Cornell	Guenther	McBride	Sawmiller
Andrus	Courtney	Guibord	McTernan	Schaaff
Barton	Currier	Haffner	Menninger	Sheffer
Bennett	Curtis	Harwood	Miller	Sohmer
Blanchfield	Davis	Henderson	Mitchell	Stevens, J. H.
Blumenthal	Decker	Huson	Monaghan	Stevens, N.
Boyce	Dempsey	Johnson, A.	Mott	Sulzer
Bradford	de Peyster	Johnson, H.C.	Mullaney	Thompson
Brady	Deyo	Johnson, I. S.	Nolan	Towne
Bridges	Dickinson	Jones	O'Connor, J.J.	Treadway
Burns, J. I.	Duffy	Kelly	Pealer	Van Vranken

Bush, G. H.	Endres	Kerrigan	Pearsall	Weed
Bush, R. P.	Everett	Kill	Peck	Whipple
Byrne	Fitts	Kimball	Pierson	Willis
Byrnes	Gardenier	Lane, H. J.	Rhodes	Wissig
Christie	Gibbs	L'Hommedieu		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. King, and by unanimous consent, the rules were suspended and Senate bill No. 611, entitled "An act to amend section 712 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 567 of the Laws of 1887, relating to the department of docks" (Rec. No. 362), was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Coons	Groat	Martin	Schaaff
Acker	Cornell	Guibord	Mase	Selleck
Adams	Crawford	Harwood	Menninger	Sheffer
Andrus	Currier	Henderson	Miller	Sohmer
Barton	Curtis	Hitt	Mitchell	Stein
Bennett	Davis	Hoag	Monaghan	Stevens, J. H.
Blanchfield	Decker	Huson	Mott	Stevens, N.
Blumenthal	de Peyster	Johnson, A.	Nixon	Stevens, W. C.
Boyce	Deyo	Johnson, H.C.	Nolan	Sulzer
Bradford	Dickinson	Jones	O'Connor, J.J.	Thompson
Brady	Dinkelspiel	Kerrigan	Pealer	Townsend
Bridges	Duffy	Kill	Pearsall	Treadway
Burns, J. I.	Endres	Kimball	Peck	Van Vranken
Bush, R. P.	Everett	King	Pierson	Webster
Byrne	Fitts	Lane, H. J.	Rice	Weed
Byrnes	Gardenier	Larmon	Sage	Willis
Christie	Gibbs	Lewis, B. B.	Saunders	Wissig
Connelly	Greene	Lewis, R. J.	Sawmiller	

For the negative,

Sullivan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, *April 30, 1890.**To the Assembly :*

Assembly bill No. 724, entitled "An act to amend chapter 553 of the Laws of 1885, entitled 'An act to incorporate the Citizens' Loan Agency and Guarantee Company,' and to change the name thereof," is herewith returned without approval.

Whatever is the purpose of this bill, the result of its enactment would be virtually the incorporation of a trust company with much wider powers than are given to such companies organized under the general law. The bill, on its face, assumes to change the name of the Citizens' Loan Agency and Guarantee Company to the "American Investors' Corporation," to increase the capital stock, to enable it to issue preferred stock, and to correct an alleged ambiguity in the original act of incorporation relative to the amount of stock which shall be paid in before commencing business. The first of these objects may be secured under chapter 518 of the Laws of 1887, and the remaining objects under other existing laws. There is no necessity, therefore, for the legislation here proposed.

But besides this, the effect of the bill's enactment would be to revive a corporation now defunct. The company was organized under chapter 553 of the Laws of 1885, but failed to comply with the requirements of that act, and therefore became inoperative. An unimportant amendment in chapter 335 of the Laws of 1888 to the act of incorporation may have revived the company's charter temporarily, but more than a year having elapsed since this revival the charter has again become inoperative. The principal effect of the proposed legislation, therefore, would be the second resuscitation of the company and its endowment with increased powers. This would be manifestly unjust to such companies as have been organized under the general law since its passage, and would establish an unwise precedent in legislation. Similar bills, whose purpose is to galvanize defunct companies by evasive legislation, have uniformly been disapproved by the executive when their purpose was discerned.

DAVID B. HILL.

On motion of Mr. Townsend, said bill and the accompanying message was laid upon the table.

On motion of Mr. Wissig, and by unanimous consent, the rules were suspended and Senate bill No. 427, entitled "An act to amend section 1531 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 256 of the Laws of 1884, in relation to deputy clerks of the court of general sessions" (Rec. No. 297), was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 92}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Haffner	Monaghan	Sheffer
Acker	Cornell	Harwood	Mott	Sohmer
Adams	Crawford	Henderson	Mullaney	Stein
Ballantine	Currier	Hitt	Nixon	Stevens, N.
Barton	Curtis	Johnson, H. C.	Nolan	Stevens, W. C.
Bennett	Davis	Jones	O'Connor, J. J.	Stranahan
Blanchfield	Decker	Kelly	Pealer	Sullivan
Boyce	Dempsey	Kerrigan	Pearsall	Sulzer
Bradford	de Peyster	Lane, H. J.	Peck	Thompson
Brady	Dinkelspiel	Lane, O. F.	Pierson	Tompkins
Bridges	Endres	Lewis, B. B.	Rhodes	Towne
Burns, J. I.	Fish	L'Hommedieu	Rice	Townsend
Bush, R. P.	Fitts	Martin	Riley	Treadway
Byrne	Gardenier	Mase	Sage	Webster
Byrnes	Gibbs	McTernan	Saunders	Weed
Christie	Gretsinger	Menninger	Sawmiller	Whipple
Clarke	Groat	Miller	Schaff	Willis
Connelly	Guenther	Mitchell	Selleck	Wissig
Cooney	Guibord			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to notice previously given, Mr. Gretsinger moved to suspend Rules 3, 26, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 293, entitled "An act to incorporate the New York and Brooklyn Tunnel Company" (Rec. No. 328), and that same be now read the second and third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 54}
{NOES 44}

Those who voted in the affirmative, were

Acker	Curtis	Groat	McBride	Sawmiller
Adams	Davis	Guenther	McTernan	Sheffer
Ballantine	Decker	Hitt	Miller	Tompkins
Barton	de Peyster	Huson	Mitchell	Towne
Bennett	Dickinson	Jones	Mott	Treadway
Boyce	Dinkelspiel	Kill	Nixon	Van Vranken
Bradford	Fish	Kimball	O'Hare	Weed
Burns, J. I.	Fitts	Kurth	Pearsall	Whipple
Clarke	Gardenier	Lane, H. J.	Peck	White
Cornell	Gibbs	Larmon	Pierson	Willis
Crawford	Gretsinger	L'Hommedieu	Saunders	

Those who voted in the negative, were

Abbey	Cooney	Hoag	Monaghan	Stein
Andrus	Coons	Johnson, A.	Mullaney	Stephen, J. H.
Blanchfield	Courtney	Kelly	Nolan	Stevens, N.

Blumenthal	Currier	Kerrigan	O'Connor, J. J.	Stevens, W. C.
Brady	Duffy	Lane, O. F.	Pealer	Stranahan
Bush, R. P.	Endres	Lewis, R. J.	Sage	Sulzer
Byrne	Haffner	Martin	Schaaff	Thompson
Byrnes	Harwood	Mase	Sheehan	Wissig
Christie	Henderson	Menninger	Sohmer	

On motion of Mr. Thompson, and by unanimous consent, the bill (No. 1072) entitled "An act to allow certain filed notes or maps of certain tracts of land situated in the counties of Allegany, Wyoming and Livingston to be read in evidence on a trial between parties claiming any of the lands therein referred to, and be received as evidence of the facts therein contained and stated," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Monaghan	Stein
Acker	Crawford	Harwood	Mott	Stevens, N.
Adams	Currier	Henderson	Mullaney	Stevens, W. C.
Andrus	Curtis	Hitt	Nixon	Stewart
Ballantine	Davis	Hoag	O'Connor, J. J.	Stranahan
Bennett	Decker	Jones	Pealer	Sulzer
Blanchfield	Dempsey	Kerrigan	Pearsall	Thompson
Blumenthal	Deyo	Lane, H. J.	Peck	Tompkins
Boyce	Dickinson	Larmon	Pierson	Towne
Bradford	Dinkelspiel	Lewis, B. B.	Rhodes	Townsend
Bridges	Duffy	L'Hommedieu	Sage	Van Vranken
Burns, J. I.	Endres	Martin	Saunders	Webster
Bush, G. H.	Everett	McBride	Sawmiller	Weed
Bush, R. P.	Fish	Menninger	Schaaff	Whipple
Byrne	Gardenier	Miller	Sheffer	Willis
Byrnes	Gibbs	Mitchell	Sohmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Hitt, and by unanimous consent Senate bill (Rec. No. 242), entitled "An act to incorporate the New York and New England Agricultural and Industrial Society," was made a special order on second and third reading for May 1st, immediately after reading the journal.

The privileges of the floor were extended to Hons. J. Hamilton, V. H. Youngman and M. J. Coffey.

Mr. Speaker presented a petition relative to Senate bill No. 573, to regulate the employment of women and children in manufacturing establishments; which was read and referred to the committee on ways and means.

Mr. Speaker announced the special order of the evening, and called from the table the report of the judiciary committee on the investigation of the charges made against the official conduct of Henry W. Bookstaver, a judge of the Court of Common Pleas for the city and county of New York, as set forth in Assembly Document No. 86, a part of which is as follows:

Your committee find that the testimony and evidence is not sufficient to satisfy them that Judge Bookstaver was a party to or cognizant of any conspiracy to obtain a fraudulent divorce; and that the testimony does not establish that he knew his court was being used for such purpose, or that he knew that the papers upon which he granted the final decree were not in every particular regular.

And your committee do not find from the testimony that Judge Bookstaver committed any intentional wrong, or was actuated by any corrupt motive, and that, therefore, he should not be presented for impeachment.

Your committee, therefore, ask to be discharge from the further consideration of the matters referred to it.

(Signed,)

GEO. W. GREENE.
ALONZO B. COONS.
GEO. E. TOWNE.
J. S. WHIPPLE.
CALVIN J. HUSON.
J. D. HENDERSON.

The question recurring upon agreeing with said report,

Mr. Acker moved to substitute the minority report of said committee as follows:

We, therefore, after consultation and deliberation upon the testimony, and with a full realization of our responsibility and duty, believing that the evidence adduced before us contains sufficient to make it proper that said judge should be placed on trial before the court of impeachment, respectfully recommend the adoption of the following resolution:

Resolved, That Henry W. Bookstaver, a judge of the Court of Common Pleas for the city and county of New York, be and he is hereby impeached for mal and corrupt conduct in office and for high crimes and misdemeanors.

Dated April 25, 1890.

(Signed,)

MILO M. ACKER.
I. SAM JOHNSON.
ISRAEL T. DEYO.
N. N. STRANAHAN.
RUFUS T. PECK.

Mr. Sheehan moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Acker to substitute the minority report, and it was determined in the negative.

{AYES 47}
{NOES 70}

Those who voted in the affirmative, were

Acker	Deyo	Hoag	Mase	Sawmiller
Andrus	Dickinson	Johnson, A.	Miller	Selleck
Ballantine	Everett	Johnson, I. S.	Mitchell	Sheffer
Bennett	Fish	Johnson, R.S.	Mott	Stevens, W. C.
Bridges	Fitts	Jones	Nixon	Stewart
Burns, W. B.	Gardenier	King	Pearsall	Stranahan
Christie	Gibbs	Lane, H. J.	Peck	Thompson
Currier	Gretsinger	Lewis, R. J.	Rhodes	Weed
Decker	Groat	L'Hommedieu	Saunders	Willis
de Peyster	Guibord			

Those who voted in the negative, were

Abbey	Cooney	Harwood	Menninger	Stein
Adams	Coons	Henderson	Monaghan	Stevens, J. H.
Barton	Cornell	Hitt	Mullaney	Stevens, N.
Blanchfield	Courtney	Huson	O'Connor, J.J.	Sullivan
Blumenthal	Crawford	Johnson, H.C.	O'Connor, J.K.	Sulzer
Boyce	Curtis	Kelly	O'Hare	Tompkins
Bradford	Davis	Kerrigan	Pealer	Towne
Brady	Dempsey	Kill	Pierson	Townsend
Burns, J. I.	Dinkelspiel	Kimball	Rice	Treadway
Bush, G. H.	Duffy	Lane, O. F.	Riley	Van Vranken
Bush, R. P.	Eddres	Larmon	Sage	Webster
Byrne	Greene	Martin	Schaaff	Whipple
Byrnes	Guenther	McBride	Sheehan	White
Connelly	Haffner	McTernan	Sohmer	Wissig

When the name of Mr. Nolan was called he stated that he was paired with Mr. Kurth.

Mr. Speaker put the question whether the House would agree with the report of the committee, and it was determined in the affirmative.

Mr. R. J. Lewis offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 753, entitled "An act to amend chapter 417 of the Laws of 1878, entitled 'An act to provide for the laying out and improvement of the public squares and places established in Fourth avenue in the city of New York by chapter 528 of the Laws of 1873,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The hour of 10 o'clock having arrived, the house adjourned.

THURSDAY, MAY 1, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

Mr. Acker gave notice that at some future day he would move to suspend Rules, No. 3, 26, 28, 29 and 49, for the purpose of reading out of its order the second and third times Senate bill No. 316, entitled "An act for the protection of employes in cases of voluntary transfer of property by employers," now on the order of second reading.

On motion of Mr. Guenther, and by unanimous consent, Senate bill No. 625, entitled "An act to incorporate the River Bridge Company," was ordered read the second and third time.

On motion of Mr. Bradford, and by unanimous consent, the Senate bill (No. 532) entitled "An act to authorize the town of Parishville, in Saint Lawrence county, to maintain and use a lock-up," was ordered read the second and third time.

On motion of Mr. Dempsey, and by unanimous consent, the Senate bill (Rec. No. 277) entitled "An act to improve the sanitary condition of the old abandoned Erie canal, in the city of Rome," was ordered read the third time.

On motion of Mr. Sohmer, and by unanimous consent, the Senate bill (No. 29) entitled "An act to amend section 663 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, in relation to the powers, duties and health fund of the board of health, and of the health department of the city of New York, and for the preservation of the public health,'" was ordered read the second and third time.

On motion of Mr. White, and by unanimous consent, the Assembly bill (No. 1325) entitled "An act relating to the village of Baldwinsville," was ordered read the second and third time at 4 o'clock this afternoon.

Mr. O'Hare gave notice that on some future day he would move to suspend Rules 3, 28 and 49, for the purpose of reading out of its order Senate bill, not printed, entitled "An act to fix the duration of the term of the surrogate of the county of New York," now on the order of second reading, be ordered to a second and third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 29, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 131, entitled "An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Deyo	Jones	Mott	Stewart
Adams	Dickinson	Kelly	O'Hare	Stranahan
Andrus	Endres	Kerrigan	Pealer	Sulzer
Ballantine	Everett	Kimball	Pearsall	Thompson
Blumenthal	Fish	King	Peck	Tompkins
Boyce	Fitts	Kurth	Pierson	Towne
Bradford	Greene	Lane, H. J.	Rhodes	Townsend
Burns, W. B.	Gretsinger	Lewis, B. B.	Sage	Treadway
Byrne	Groat	Lewis, R. J.	Saunders	Van Vranken
Byrnes	Guenther	Martin	Sawmiller	Webster
Christie	Guibord	Mase	Selleck	Weed
Cornell	Haffner	McTernan	Sheffer	Whipple
Crawford	Henderson	Menninger	Stevens, J. H.	White
Currier	Hitt	Miller	Stevens, N.	Willis
Curtis	Johnson, A.	Mitchell	Stevens, W. C.	Wissig
Davis	Johnson, I. S.	Monaghan		

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Haffner, and by unanimous consent, the same was amended as follows :

Amend section 1 to read as follows:

SECTION 1. Subdivision 8 of section 194 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," is hereby amended to read as follows:

8. Such sum, not exceeding \$50,000, as is included in the departmental estimates submitted to it by the department of public charities and correction, to be applied to the relief of poor adult blind persons.

Amend section 2 to read as follows:

§ 2. Section 418 of said act is hereby amended to read as follows:

§ 418. The said board is authorized and empowered to insert in the annual departmental estimate of the expenditures required for that department, directed to be furnished to the board of estimate and apportionment, an item of expenditure for the relief of poor adult blind persons in the city, not to exceed \$50,000. Said board shall distribute the sum so appropriated each year, in uniform sums, not to exceed fifty dollars to any person, to such poor adult blind persons, not inmates of any of any of the public or private institutions in said city, as have resided in said city continuously for five years previous to the application for said relief, and under such rules and restrictions as the said department may deem necessary.

Strike out section 3, and make section 4 read as follows:

"§ 3. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the relief of poor adult blind persons."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connolly	Guibord	Mase	Sheffer
Acker	Cornell	Haffner	McTernan	Shields
Adams	Courtney	Henderson	Menninger	Sohmer
Andrus	Crawford	Hitt	Miller	Stevens, J. H.
Ballantine	Currier	Johnson, A.	Mitchell	Stevens, N.
Barton	Dempsey	Johnson, H.C.	Monaghan	Stevens, W.C.
Bennett	de Peyster	Johnson, I. S.	Mott	Stewart
Boyce	Deyo	Johnson, R.	S. Mullaney	Stranahan
Bradford	Dickinson	Jones	Nolan	Sulzer
Brady	Dinkelspiel	Kerrigan	Pearsall	Thompson
Bridges	Endres	Kimball	Peck	Tompkins
Burns, J. I.	Everett	Lane, H. J.	Pierson	Towne
Burns, W. B.	Fish	Lane, O. F.	Sawmiller	White
Byrne	Fitts	Larmon	Selleck	Willis
Byrnes	Gardenier	L'Hommedieu	Sheehan	Wissig
Christie	Guenther	Martin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Speaker announced the special order, being Senate bill Rec. No. 242, entitled "An act to incorporate the New York and New England Agricultural and Industrial Society."

Said bill having been announced for a third reading,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows:

Section 8, line 11, strike out the word "to" and insert the word "the."

On last line of engrossed bill, strike out all after the word "under" and insert the words "chapter four hundred and seventy-nine of the laws of one thousand eight hundred and eighty-seven, entitled 'An act prescribing the period in each year during which, the terms under which racing may take place upon the grounds of associations incorporated for the purpose of improving the breed of horses, and suspending the operation of certain sections of the Penal Code, and acts amendatory thereof.'"

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	McTernan	Sohmer
Acker	Courtney	Haffner	Menninger	Stein
Adams	Crawford	Harwood	Miller	Stevens, J. H.
Andrus	Currier	Henderson	Monaghan	Stevens, N.
Ballantine	Curtis	Hitt	Nolan	Stevens, W. C.
Bennett	Davis	Johnson, H. C.	O'Hare	Stewart
Blanchfield	Dempsey	Johnson, I. S.	Pearsall	Stranahan
Blumenthal	Deyo	Jones	Peck	Thompson
Boyce	Dickinson	Kill	Rhodes	Tompkins
Bradford	Endres	King	Rice	Townsend
Brady	Everett	Kurth	Sage	Treadway
Bridges	Fitts	Lane, H. J.	Saunders	Weed
Burns, J. I.	Greene	Lane, O. F.	Sawmiller	Whipple
Byrne	Gretsinger	Lewis, R. J.	Selleck	White
Byrnes	Groat	Martin	Sheffer	Willis
Christie	Guenther	Mase	Shields	

Ordered, That the Clerk return said bill to the Senate, and request their concurrence therein, as amended.

Mr. Fish moved that Senate bill (No. 573) entitled "An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (Rec. No. 423), be made a special order at 1.20 o'clock this afternoon.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 193) entitled "An act to legalize certain proceedings of the common council and officers of the city of Buffalo" (Rec. No. 81), was read the second time.

On motion of Mr. Guenther, said bill was placed on the order of third reading.

The bill (No. 1370) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" was read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1209) entitled "An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof, by the extension of Elmwood avenue, and to raise the amount by local assessment," was read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1378) entitled "An act to further amend chapter 370

of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' " was read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1364) entitled "An act to authorize the city of Elmira to submit to the qualified voters of said city the question of raising money for the purpose of making certain improvements and repairs in connection with the police department, the fire department and bridges, and for the purchase of the island in the Chemung river near the outlet of Newtown creek; and upon a favorable vote thereon, to issue bonds of said city therefor," was read the second time.

On motion of Mr. R. P. Bush, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 826) entitled "An act to amend section 15, section 18 and section 25 of title 4, and section 7 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, so far as the same refer to the sinking fund and funds, and the powers and duties of the commissioners thereof, and the provisions for payments to said sinking funds to meet the interest and principal of the bonds and obligations of said city " was read the second time.

On motion of Mr. O'Hare, said bill was placed on the order of third reading, and referred to the committee on revision.

The Senate bill (No. 545) entitled "An act to authorize the city of Brooklyn to acquire land and premises for public dock purposes, and to provide the means of payment therefor" (Rec. No. 272), having been announced for a second reading,

Mr. Gretsinger moved to amend as follows:

Section 1, line 14, after the word "same" insert the words "by condemnation," and strike out the balance of section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended was then read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1327) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" was read the second time.

On motion of Mr. Gretsinger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 906) entitled "An act to alter the commissioners' map of the city of Brooklyn by extending Second avenue to and across Gowanus bay, and in relation to the improvements of said avenue," having been announced for a second reading,

Mr. Kurth moved to recommit said bill to the committee on affairs of cities, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. O'Hare moved to reconsider the vote by which said bill was recommitted, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was recommitted, and it was determined in the negative.

The bill (No. 1337) entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation," having been announced for a second reading,

On motion of Mr. King, the same was laid upon the table.

The bill (No. 1362) entitled "An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" was read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1363) entitled "An act to establish a police relief fund in the city of Elmira," was read the second time.

On motion of Mr. Greene, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 968) entitled "An act to further amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts relating to the city of Syracuse, and to revise and amend the charter of said city,'" was read the second time.

On motion of Mr. White, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1502) entitled "An act to amend chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego fire department of the city of Oswego, by adding thereto an additional section, to be known as section six,'" was read the second time.

On motion of Mr. Stranahan, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 777) entitled "An act to authorize the alteration of the map or plan of that portion of the city of New York in the Twenty-third ward of said city," was read the second time.

On motion of Mr. Clarke, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1371) entitled "An act to provide for the appointment and maintenance of a non-partisan board of police commissioners in the city of New York," having been announced for a second reading,

Mr. Hoag moved to amend the same as follows:

Strike out all after the enacting clause, and insert the following:

SECTION 1. Section 37 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York," is hereby amended so as to read as follows:

§ 37. The head of the police department shall be called the board of police. Said board shall consist of four persons to be appointed by the mayor, and to be known as police commissioners of the city of New York, who shall, unless sooner removed, respectively hold their offices for the period of six years, and until their successors shall have been

respectively appointed, and shall have qualified. Two of such commissioners shall be at the time of their respective appointments, and shall have been for at least one year immediately previous thereto, members of the political party which cast the highest number of votes in the State for Governor at the gubernatorial election last preceding their respective appointments, and the other two of such commissioners shall be, and shall have been for a similar period, members of the political party which cast the second highest number of votes in the State for Governor at the same election. As the terms of office of the said commissioners shall from time to time expire, the mayor shall so appoint their respective successors to establish and maintain such equality of representation in the board of police between the two said political organizations.

§ 2. The term of office of the commissioner of police appointed in May, 1889, shall terminate at 12 o'clock, noon, on the 1st day of January, 1891, and the mayor shall, within ten days thereafter, appoint his successor to fill the remainder of his unexpired term, in such manner as to establish in the said board of police the equality of representation intended to be provided for in the foregoing section.

§ 3. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act to amend section 37 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time.

On motion of Mr. Hoag, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1422) entitled "An act to authorize the appointment of an officer to be known as the warden of the grand jury in the city of New York," was read the second time.

On motion of Mr. Monaghan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1332) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" was read the second time.

On motion of Mr. Weed, and by unanimous consent, said bill was placed on the order of third reading and read the time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Christie	Haffner	McBride	Schaaff
Acker	Cornell	Harwood	McTernan	Selleck
Adams	Crawford	Huson	Miller	Sohmer

Andrus	Currier	Johnson, H. C.	Mitchell	Stevens, J. H.
Ballantine	Curtis	Johnson, I. S.	Monaghan	Stevens, N.
Barton	Davis	Jones	Mott	Stevens, W. C.
Bennett	Dempsey	Kill	Page	Stewart
Blumenthal	de Peyster	King	Pealer	Stranahan
Boyce	Deyo	Lane, H. J.	Pearsall	Thompson
Bradford	Dickinson	Lane, O. F.	Peck	Tompkins
Brady	Duffy	Larmon	Pierson	Towne
Bridges	Fish	Lewis, B. B.	Rhodes	Van Vranken
Burns, J. I.	Fitts	Lewis, R. J.	Rice	Weed
Burns, W. B.	Gardenier	Martin	Riley	Whipple
Bush, R. P.	Greene	Mase	Sage	Willis
Byrne	Guibord			

Those who voted in the negative, were

Byrnes Endres Kelly

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1305) entitled "An act for the further protection of the health of the inhabitants of the city of New York, by requiring the removal of the disinfecting station and crematories of the board of health of said city, now at the foot of East Sixteenth street in said city, to North Brothers island in the East river," was read the second time.

Mr. Clarke moved that said bill be recommitted to the committee on affairs of cities for a hearing.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1427) entitled "An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company, for unpaid license fees for the years 1887, and 1888," was read the second time.

On motion of Mr. Martin, said bill was placed on the order of third reading and referred to the committee on revision.

On motion of Mr. J. K. O'Connor, and by unanimous consent, Senate bill No. 478, entitled "An act providing for the erection of an armory at Utica, and making an appropriation therefor" (Rec. No. 257), was ordered read the second and third time at 4 o'clock this afternoon.

On motion of Mr. Dinkelspiel, and by unanimous consent, Assembly bill No. 1377, entitled "An act relative to consents to street surface railway companies," was ordered read the second and third time at 4 o'clock this afternoon.

On motion of Mr. Barton, and by unanimous consent, Senate bill No. 458, entitled "An act to authorize the board of trustees of the village of Glens Falls to lay and construct a new water-pipe or main for the purpose of supplying said village with pure and wholesome water, and to provide for the issuing of bonds for such purpose and for the payment thereof" (Rec. No. 283), was ordered read the second and third time at 4 o'clock this afternoon.

Mr. Gardenier gave notice that on some future day he would move

to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 593, entitled "An act repealing certain acts," and that the same have its second and third reading.

Mr. Guibord gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1339, entitled "An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner," and that the same have its second and third reading.

Mr. R. J. Lewis called from the table Assembly bill No. 1408, entitled "An act to amend section 1561 of the Code of Civil Procedure."

Said bill having been announced for a second reading,

Mr. Sulzer moved that said bill be recommitted to the committee on codes.

Mr. Fish moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sulzer, and it was determined in the affirmative.

Mr. R. J. Lewis called from the table Assembly bill No. 1409, entitled "An act to amend section 3256 of the Code of Civil Procedure."

Said bill having been announced for a second reading,

Mr. R. J. Lewis moved that said bill be recommitted to the committee on codes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 753, entitled "An act to amend chapter 417 of the Laws of 1878, entitled 'An act to provide for the laying out and improvement of the public squares and places established in Fourth avenue, in the city of New York, by chapter 528 of the Laws of 1873,' with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Pearsall gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, in order that Senate bill No. 345, entitled "An act to prevent deception in the sale of dairy products, and to preserve the public health," may be read the second and third time out of its order.

Mr. Fish moved to take up the regular order of business, bills on third reading, until 1 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. L'Hommedieu gave notice that at some future day he would move to suspend Rules 3 and 49, in order that Senate bill Rec. No. 395, entitled "An act to authorize the commissioners of Mount Albion Cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion Cemetery," may have its second and third reading.

Mr. Sheehan moved to take from the table Assembly bill No. 758,

entitled "An act making an appropriation for the construction of a bridge over the Erie canal on Georgia street in the city of Buffalo."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Sheehan, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Gibbs moved to take from the table Assembly bill No. 1337, entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Gibbs, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Speaker announced the calendar for the day, third reading of bills.

The Senate bill (No. 625) entitled "An act to incorporate the River Bridge Company" (Rec. No. 380), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 7}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Larmon	Peck
Adams	Courtney	Guenther	Lewis, B. B.	Rhodes
Ballantine	Currier	Guibord	L'Hommedieu	Rice
Barton	Curtis	Haffner	Martin	Saunders
Bennett	Davis	Harwood	Mase	Stevens, J.H.
Blanchfield	Decker	Hitt	McBride	Thompson
Boyce	Dempsey	Johnson, A.	Miller	Tompkins
Burns, J. I.	de Peyster	Johnson, H.C.	Mitchell	Towne
Burns, W. B.	Dickinson	Johnson, I. S.	Monaghan	Townsend
Bush, G. H.	Endres	Johnson, R.S.	Mott	Treadway
Bush, R. P.	Fish	Jones	Nixon	Van Vranken
Byrne	Fitts	Kill	O'Connor, J.K.	Webster
Christie	Gardenier	Kimball	O'Hare	Whipple
Connelly	Gibbs	Kurth	Page	White
Cooney	Greene	Lane, H. J.	Pearsall	Wissig
Coons				

Those who voted in the negative, were

Acker	Duffy	King	Lewis, R. J.	Sage
Deyo	Henderson			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 532) entitled "An act to authorize the town

of Parishville, in St. Lawrence county, to maintain and use a lockup " (Rec. No. 310), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Davis	Johnson, A.	Mott	Shields
Ballantine	Decker	Johnson, H.C.	Mullaney	Sohmer
Bennett	Dempsey	Johnson, R.S.	Nixon	Stevens, J. H.
Blanchfield	de Peyster	Jones	Nolan	Stevens, N.
Boyce	Deyo	Kimball	O'Connor, J.K.	Stevens, W. C.
Bradford	Dickinson	King	O'Hare	Stewart
Bush, G. H.	Duffy	Lane, H. J.	Page	Stranahan
Bush, R. P.	Endres	Lane, O. F.	Pearsall	Thompson
Byrne	Everett	Larmon	Peck	Tompkins
Christie	Fish	Lewis, B. B.	Rhodes	Towne
Clarke	Fitts	Lewis, R. J.	Riley	Treadway
Connelly	Gibbs	L'Hommedieu	Sage	Van Vranken
Cornell	Greene	Martin	Saunders	Whipple
Crawford	Guenther	Miller	Sawmiller	White
Currier	Guibord	Mitchell	Sheffer	Wissig
Curtis	Huson	Monaghan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 277) entitled "An act to improve the sanitary condition of the abandoned old Erie canal in the city of Rome, New York, and to provide a suitable outlet and free passage for the waters that flow therein," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 21 }

Those who voted in the affirmative, were

Adams	Currier	Harwood	McBride	Sage
Andrus	Curtis	Henderson	McTernan	Schaaff
Blanchfield	Decker	Johnson, A.	Menninger	Shields
Boyce	Dempsey	Jones	Monaghan	Sohmer
Brady	de Peyster	Kerrigan	Mott	Stevens, J. H.
Burns, J. I.	Dickinson	Kill	Nixon	Stevens, W. C.
Burns, W. B.	Dinkelspiel	Kimball	Nolan	Sullivan
Byrne	Duffy	Lane, H. J.	O'Connor, J.J.	Tompkins
Clarke	Endres	Larmon	O'Connor, J.K.	Towne

Cooney	Fish	Le Roy	O'Hare	Townsend
Coons	Gardenier	Lewis, B. B.	Page	Treadway
Cornell	Gibbs	L'Hommedieu	Rice	Webster
Courtney	Greene	Martin	Riley	Whipple
Crawford	Haffner	Mase		

Those who voted in the negative, were

Abbey	Christie	King	Mitchell	Saunders
Acker	Davis	Lane, O. F.	Pealer	Stevens, N.
Ballantine	Groat	Lewis, R. J.	Pearsall	Stranahan
Bennett	Huson	Miller	Peck	Thompson
Bridges				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 29) entitled "An act to amend section 663 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, as amended by chapter 84 of the Laws of 1887, in relation to the powers, duties, and health fund of the board of health, and of the health department of the city of New York, and for the preservation of the public health" (Rec. No. 209), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	L'Hommedieu	Sage
Acker	Coons	Groat	Martin	Schaaff
Adams	Cornell	Guibord	Mase	Sheffer
Barton	Courtney	Haffner	McBride	Shields
Bennett	Crawford	Harwood	McTernan	Sohmer
Blanchfield	Currier	Henderson	Mitchell	Stevens, J. H.
Blumenthal	Curtis	Hitt	Monaghan	Stevens, N.
Boyce	Davis	Kelly	Nixon	Stranahan
Bradford	Decker	Kerrigan	Nolan	Sulzer
Brady	Dempsey	Kill	O'Connor, J. K.	Thompson
Burns, J. I.	de Peyster	Kimball	Page	Tompkins
Burns, W. B.	Deyo	Lane, H. J.	Pearsall	Treadway
Byrne	Dickinson	Lane, O. F.	Peck	Van Vranken
Byrnes	Duffy	Larmon	Rhodes	Webster
Christie	Endres	Le Roy	Rice	Wissig
Clarke	Fish	Lewis, B. B.	Riley	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1518) entitled "An act relating to the superintendents and overseers of the poor in Richmond county," having been announced for a third reading,

On motion of Mr. Cornell, and by unanimous consent, the same was amended as follows.

Section 1, line 2, after the word "in" insert the words "each of the towns in."

Same section, lines 4, 9 and 15, strike out the word "meeting" and insert the word "election."

Same section, line 12, strike out the word "said" and insert the word "each."

Same section, line 18, strike out the word "meetings" and insert the word "elections."

Section 2, lines 3 and 4, strike out the word "meeting" and insert the word "election"

Section 3, line 4, strike out the word "this" and insert the word "the."

Same section, line 5, strike out the word "and."

Same section, add at the end thereof the words "The powers of justices of the peace to act in such cases have been abolished."

Section 5, line 5, strike out the word "thereof" and insert the word "hereof."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gardenier	Larmon	Shields
Acker	Cornell	Greene	Le Roy	Sohmer
Andrus	Courtney	Gretsinger	Lewis, B. B.	Stevens, N.
Barton	Crawford	Groat	Lewis, R. J.	Stevens, W. C.
Bennett	Currier	Guibord	McBride	Stranahan
Blanchfield	Curtis	Harwood	Mitchell	Sulzer
Blumenthal	Davis	Henderson	Monaghan	Thompson
Boyce	Decker	Johnson, A.	Mott	Tompkins
Bradford	Dempsey	Johnson, H. C.	Nixon	Towne
Brady	Deyo	Johnson, I. S.	Nolan	Townsend
Burns, J. I.	Dickinson	Jones	O'Connor, J. J.	Treadway
Burns, W. B.	Dinkelspiel	Kill	Page	Whipple
Byrne	Duffy	Kimball	Rhodes	White
Byrnes	Endres	King	Riley	Willis
Christie	Everett	Lane, H. J.	Sage	Wissig
Clarke	Fish	Lane, O. F.	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1500) entitled "An act further to amend chapter 588.

of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing;' was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	McBride	Sheffer
Acker	Courtney	Hitt	McTernan	Stevens, J. H.
Andrus	Curtis	Johnson, A.	Miller	Stevens, N.
Ballantine	Davis	Johnson, H. C.	Mitchell	Stevens, W. C.
Barton	Decker	Johnson, I. S.	Monaghan	Stewart
Bennett	Dempsey	Johnson, R. S.	Mott	Stranahan
Bradford	Deyo	Jones	Nolan	Sulzer
Brady	Dickinson	Kill	O'Connor, J. K.	Thompson
Bridges	Dinkelspiel	Kimball	Page	Tompkins
Burns, J. I.	Duffy	Kurth	Pealer	Towne
Burns, W. B.	Endres	Lane, H. J.	Pearsall	Treadway
Byrne	Everett	Lane, O. F.	Rhodes	Webster
Christie	Fish	Larmon	Rice	White
Clarke	Greene	Le Roy	Saunders	Willis
Connolly	Gretsinger	Lewis, B. B.	Sawmiller	Wissig
Coons	Groat	Martin	Schaaff	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1390) entitled "An act to amend chapter 111 of the Laws of 1851, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' and acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	L'Hommedieu	Shields
Acker	Courtney	Henderson	Martin	Stevens, J. H.
Andrus	Crawford	Huson	Mase	Stevens, N.
Ballantine	Curtis	Johnson, A.	McBride	Stevens, W. C.
Barton	Davis	Johnson, H. C.	McTernan	Stranahan
Bennett	Decker	Johnson, I. S.	Mitchell	Sulzer
Blumenthal	Dempsey	Jones	Monaghan	Thompson
Boyce	de Peyster	Kelly	Mott	Tompkins
Bradford	Deyo	Kerrigan	Page	Towne
Brady	Dickinson	Kill	Pealer	Townsend

Burns, J. I.	Dinkelspiel	Kimball	Pearsall	Treadway
Burns, W. B.	Duffy	Kurth	Peck	Webster
Byrne	Endres	Lane, H. J.	Pierson	Weed
Byrnes	Fish	Lane, O. F.	Riley	Whipple
Christie	Gibbs	Larmon	Saunders	White
Clarke	Greene	Le Roy	Sawmiller	Willis
Connelly	Gretsinger	Lewis, B. B.	Sheffer	Wissig
Coons	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrears thereof, and to insure a more efficient collection of the same in future" (No. 1448), reported the same with the recommendation that it be amended as follows:

Strike out all between the title and the enacting clause.

Section 1, line 12, before the word "collected" insert the word "be."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 555 of the Laws of 1885, entitled 'An act to regulate and to fix the pay or compensation of members of the police force who are police surgeons or doormen in all cities of this State, having, according to the last census, a population exceeding 800,000'" (No. 1116), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, after the word "eighty-five" insert the words "entitled 'An act to regulate and to fix the pay and compensation of members of the police force, who are police surgeons or doormen in all cities of this State, having, according to the last census, a population exceeding 800,000.'"

Mr. Speaker put the question whether the house would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 278 of the Laws of 1850, entitled 'An act to secure the payment of wages to laborers employed on the canals and other public works of this State'" (No. 1053), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1 and 2, strike out all between the word "of" and the word "is" and insert the words "said act."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums, and other

charitable institutions in the city of New York with water, and remitting assessments therefor'" (No. 499), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1 and 2, strike out all between the word "of" and the word "is" and insert the words "said act."

Same section, line 5, strike out the word "an" and insert the word "a."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to establish a ferry from the south shore of Staten Island to the cities of New York and Brooklyn" (No. 1400), reported the same with the recommendation that it be amended as follows:

Section 4, line 1, after the word "company" strike out the words "shall be" and insert the words "is hereby."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 501 of the Laws of 1888" (No. 1203), reported the same with the recommendation that it be amended as follows:

Section 1, line 17, after the word "in" insert the words "his or her."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same as amended by subsequent acts'" (No. 1208), reported the same with the recommendation that it be amended as follows:

Section 1, line 2, strike out the word "amended" and insert the word "enacted."

Same section, line 5, after the word "hereby" insert the word "further."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to incorporate the New York Zoological and Botanical Gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York" (No. 1356), reported the same with the recommendation that it be amended as follows:

Section 2, line 4, strike out the word "of" and insert the word "for."

Section 5, line 5, strike out the word "third."

Same section, same line, strike out the words "the eighteenth."

Same section, same line, strike out the words "the first."

Same section, same line, after the word "title" insert the word "three."

Same section, same line, after the word "chapter" insert the word "eighteen."

Same section, same line, after the word "part" insert the word "one."

Section 6, line 15, strike out the word "so" and after the word "are" insert the word "so."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to regulate the sale of intoxicating liquors in the several counties, towns, cities and wards of this State" (No. 228), reported the same with the recommendation that it be amended as follows:

Section 1, line 26, strike out the word "one" and insert the word "once."

Section 3, line 6, strike out the word "of" and insert the word "for."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to facilitate the settlement of the claims of the State against the Horn Silver Mining Company for taxes on its corporate franchise or business." (No. 1346.)

"An act to amend chapter 534 of the Laws of 1879, as amended by chapter 127 of the Laws of 1884, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.' (No. 1397.)

"An act to amend section 3 of chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors.' (No. 1166.)

"An act to permit the hunting and pursuing of deer in the county of Sullivan with dogs during the months of October and November." (No. 527.)

"An act to require the collectors of taxes to give receipts for taxes paid to them." (No. 1399.)

"An act to amend the Penal Code by adding thereto an additional section to be known as "section 254 A." (No. 1407.)

"An act to amend subdivision 6 of section 1031 of the Code of Civil Procedure, relating to exemptions of jurors." (No. 1301.)

"An act to amend section 56 of the Code of Criminal Procedure." (No. 1406.)

"An act to amend section 426 of the Penal Code." (No. 1405.)

"An act making an appropriation for repairing what is known as the second level and State ditch of the Cayuga and Seneca canal, at Seneca Falls." (No. 1107.)

"An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties.'" (No. 1416.)

"An act to authorize the board of estimate of the city of Brooklyn to fix the salaries of the commissioners of excise of the city of Brooklyn." (No. 817.)

"An act to amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'" (No. 1101.)

"An act to provide for the organization of school savings banks." (No. 1398.)

"An act to establish a State printing office, and to create the office of superintendent of State printing." (No. 1410.)

"An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture.'" (No. 1111.)

Ordered, That the said bills be engrossed for a third reading.

The bill (No. 1354) entitled "An act to make the office of county clerk of Chautauqua county a salaried office, and regulating the management of said office," having been announced for a third reading,

On motion of Mr. Towne, and by unanimous consent, the same was amended as follows:

Section 1, line 1, after the word "the" insert the word "respective;" change the word "clerk" to "clerks;" change the word "county" to "counties," and after the word "Chautauqua" insert the words "and Cattaraugus."

Same section, line 3, strike out the word "said" and insert the words "his respective."

Section 3, line 3, after the word "of" strike out the word "Chautauqua" and insert the words "of which he is the clerk."

Section 6, line 2, after the word "county," second occurring, strike out the words "of Chautauqua" and insert the words "to which the same belongs."

Section 7, line 1, after the word "in" insert the word "any."

Section 9, line 4, after the word "county of" strike out the word "Chautauqua" and insert the words "which he is an officer."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	Lewis, R. J.	Saunders
Acker	Currier	Haffner	L'Homedieu	Sawmiller
Andrus	Curtis	Harwood	Martin	Schaaff

Ballantine	Davis	Henderson	McBride	Sheffer
Barton	Decker	Hitt	McTernan	Shields
Bennett	Dempsey	Huson	Mitchell	Sohmer
Boyce	Deyo	Johnson, H.C.	Monaghan	Stevens, N.
Bradford	Dickinson	Jones	Mott	Stevens, W. C.
Brady	Dinkelspiel	Kelly	O'Connor, J.K.	Sulzer
Bridges	Duffy	Kerrigan	O'Hare	Thompson
Burns, W. B.	Everett	Kill	Page	Tompkins
Byrne	Fish	Kimball	Pealer	Towne
Byrnes	Fitts	Lane, O. F.	Pearsall	Treadway
Clarke	Gardenier	Larmon	Peck	Whipple
Connelly	Greene	Le Roy	Rhodes	Willis
Cornell	Groat	Lewis, B. B.	Riley	Wissig
Courtney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1435) entitled "An act to provide for the printing, binding and distribution of 4,000 copies of the clerk's manual of 1890, and making an appropriation therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Groat	Lewis, B. B.	Rhodes
Acker	Courtney	Guibord	Martin	Riley
Andrus	Crawford	Harwood	McBride	Sage
Bennett	Currier	Henderson	Menninger	Sawmiller
Blanchfield	Curtis	Huson	Miller	Schaaff
Blumenthal	Davis	Johnson, A.	Mitchell	Sheffer
Boyce	Decker	Johnson, H.C.	Monaghan	Shields
Brady	Dempsey	Johnson, R.S.	Mott	Stevens, N.
Burns, J. I.	Dickinson	Johnson, I. S.	Nolan	Stranahan
Burns, W. B.	Dinkelspiel	Jones	O'Connor, J.K.	Sulzer
Bush, R. P.	Duffy	Kelly	O'Hare	Thompson
Byrne	Endres	Kerrigan	Page	Towne
Clarke	Everett	Kill	Pealer	Webster
Connelly	Gardenier	Lane, H. J.	Pearsall	Whipple
Cooney	Greene	Lane, O. F.	Peck	Willis
Coons	Gretsing	Le Roy	Pierson	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 125) entitled "An act to establish a board of fire and police commissioners for the city of Rome" (Rec. No. 58), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Lewis, B. B.	Riley
Acker	Courtney	Harwood	Martin	Sage
Andrus	Crawford	Henderson	McBride	Sawmiller
Ballantine	Currier	Hitt	McTernan	Sheehan
Barton	Curtis	Hoag	Menninger	Sheffer
Bennett	Davis	Huson	Miller	Shields
Blumenthal	Decker	Johnson, A.	Mott	Stevens, N.
Bradford	Dempsey	Johnson, H.C.	Nolan	Stevens, W. C.
Brady	de Peyster	Johnson, I. S.	O'Connor, J.K.	Stewart
Burns, J. I.	Dinkelspiel	Johnson, R.S.	O'Hare	Sulzer
Bush, G. H.	Endres	Jones	Pealer	Thompson
Bush, R. P.	Everett	Kelly	Pearsall	Tompkins
Byrne	Fish	King	Peck	Weed
Christie	Fitts	Lane, H. J.	Pierson	Whipple
Connelly	Gardenier	Lane, O. F.	Rhodes	Willis
Cooney	Gretsinger	Larmon	Rice	Wissig
Coons	Groat	Le Roy		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1393) entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State, relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 61}
{NOES 43}

Those who voted in the affirmative, were

Adams	Deyo	Hitt	O'Connor, J.K.	Stevens, J. H.
Barton	Dickinson	Johnson, A.	O'Hare	Stevens, N.
Bennett	Duffy	Johnson, H.C.	Page	Stevens, W. C.
Bradford	Everett	Johnson, R. S.	Peck	Stewart
Burns, W. B.	Fish	King	Pierson	Stranahan
Bush, G. H.	Fitts	Kurth	Rhodes	Sullivan
Christie	Gardenier	Lane, H. J.	Rice	Thompson
Cornell	Gibbs	Larmon	Riley	Tompkins
Courtney	Gretsinger	Le Roy	Sage	Treadway
Currier	Groat	Lewis, R. J.	Saunders	Van Vranken

Curtis	Guibord	Mase	Sawmiller	Webster
Decker	Henderson	Mitchell	Sohmer	White
de Peyster				

Those who voted in the negative, were

Abbey	Byrne	Haffner	McTernan	Schaaff
Acker	Byrnes	Harwood	Menninger	Sheehan
Ballantine	Connelly	Huson	Miller	Shields
Blanchfield	Cooney	Johnson, I. S.	Mott	Sulzer
Blumenthal	Davis	Jones	Nixon	Towne
Boyce	Dempsey	Kelly	O'Connor, J. J.	Townsend
Brady	Dinkelspiel	Kill	Pealer	Weed
Burns, J. I.	Endres	L'Hommedieu	Pearsall	Whipple
Bush, R. P.	Guenther	Martin		

Mr. Rhodes moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 387) entitled "An act to repeal chapter 608 of the Laws of 1887, entitled 'An act to extend the charter of the Delhi and Hudson River Railroad Company'" (Rec. No. 182), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Gardenier	Lane, O. F.	Rhodes
Acker	Coons	Gibbs	Larmon	Rice
Adams	Cornell	Groat	Le Roy	Sage
Andrus	Courtney	Guenther	Lewis, B. B.	Saunders
Ballantine	Curtis	Guibord	Lewis, R. J.	Sawmiller
Barton	Davis	Haffner	L'Hommedieu	Sheffer
Bennett	Decker	Hoag	Martin	Stevens, J. H.
Blumenthal	Dempsey	Johnson, A.	McTernan	Stevens, W. C.
Boyce	de Peyster	Johnson, H. C.	Menninger	Thompson
Bradford	Deyo	Johnson, I. S.	Nixon	Towne
Bush, G. H.	Dickinson	Jones	O'Connor, J. J.	Townsend
Byrne	Dinkelspiel	Kelly	O'Connor, J. K.	Treadway
Byrnes	Endres	Kill	O'Hare	Webster
Christie	Everett	King	Pealer	Weed
Clarke	Fish	Kurth	Pearsall	Whipple
Connelly	Fitts	Lane, H. J.	Peck	White

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Fish called for the special order at 12 o'clock, being the Senate bill No. 573, entitled "An act further to amend chapter 409 of the

Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same.'

Said bill having been announced for a second reading,

On motion of Mr. Gibbs, and by unanimous consent, the word "mercantile," wherever appearing, was ordered stricken out.

Section 1, line 6, strike out the words "or mercantile."

Section 2, line 5, strike out the words "or mercantile."

Section 3, line 9, after the words "this act" strike out the rest of the section.

Section 6, line 5, strike out the words "or mercantile."

Section 7, line 5, strike out the words "or mercantile."

Section 12, line 5, strike out the words "or mercantile."

Section 13, line 10, strike out the words "and mercantile."

Section 15, line 7, strike out the words "and mercantile."

Section 16, line 3, strike out the words "and mercantile."

Mr. Gibbs moved to amend as follows:

Section 4, line 12, engrossed bill, after the word "qualified," strike out all down to the end of section, and insert the words "the Governor is hereby authorized to appoint such number of women as in his judgment may be necessary, not exceeding eight, to be deputy factory inspectors; and the Governor may remove any of such women deputy factory inspectors, at any time, on the ground of neglect of duty, incompetency, or general unfitness to perform the duties of said office, upon written charges being preferred by the factory inspector to the Governor, and a hearing being afforded the person against whom the charges are preferred."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Riley moved to amend the same as follows:

Section 6, line 25, after the word "thousand" insert the words "five hundred."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. Gibbs, said bill was ordered to a third reading.

Said bill having been announced for a third reading,

Mr. Deyo moved that the same be printed as amended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 98}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Courtney	Haffner	Menninger	Sheffer
Acker	Crawford	Harwood	Miller	Shields
Adams	Currier	Henderson	Monaghan	Stevens, J. H.

Andrus	Curtis	Hitt	Mott	Stevens, N.
Barton	Davis	Hoag	Mullaney	Stevens, W. C.
Bennett	Decker	Johnson, A.	Nolan	Stewart
Blanchfield	Dempsey	Johnson, H. C.	O'Connor, J. J.	Stranahan
Blumenthal	de Peyster	Johnson, I. S.	O'Connor, J. K.	Sullivan
Boyce	Dinkelspiel	Jones	O'Hare	Sulzer
Bradford	Duffy	Kelly	Pearsall	Thompson
Brady	Endres	Kerrigan	Peck	Townsend
Bridges	Everett	Kill	Rhodes	Treadway
Burns, J. I.	Fish	Kimball	Rice	Van Vranken
Bush, G. H.	Fitts	King	Riley	Webster
Byrne	Gardnier	Lane, H. J.	Saunders	Weed
Byrnes	Gibbs	Larmon	Sawmiller	Whipple
Christie	Gretsinger	Le Roy	Schaaff	White
Clarke	Groat	Lewis, B. B.	Selleck	Willis
Connelly	Guenther	Martin	Sheehan	Wissig
Coons	Guibord	McTernan		

Those who voted in the negative, were

Mase	Nixon	Pierson
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

By unanimous consent,

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 126, entitled "An act to revise, consolidate and amend the laws relating to the registry of voters, except in the cities of New York and Brooklyn," reported in favor of the passage of the same, with the following amendments:

Section 2, line 4, engrossed bill, strike out the words "fourth, third and second" and insert in lieu thereof the words "fifth, fourth and third;" also, strike out the word "last" and insert in lieu thereof the word "second."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of second reading.

Said bill having been announced for a third reading,

Mr. Sheehan raised the point of order that the committee had not obeyed the orders of the House in amending said bill.

Mr. Speaker stated that it was not in the province of the chair to regulate the acts of the committee, and if the committee had not amended, as desired, Mr. Sheehan could move to amend as he desired.

Mr. Sheehan moved to recommit to the committee on the judiciary, with instructions to amend as follows (reference to printed bill):

Section 2, line 10, after the words "election on the" insert the word "fourth."

Same section, line 11, strike out the words "and last Friday."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 41}
{NOES 67}

Those who voted in the affirmative, were

Blanchfield	Cornell	Hitt	Mullaney	Shields
Blumenthal	Courtney	Kelly	Nolan	Sohmer
Boyce	Dempsey	Kerrigan	O'Connor, J. J.	Sullivan
Brady	Dinkelspiel	Martin	O'Hare	Sulzer
Bush, G. H.	Duffy	McBride	Rice	Townsend
Byrne	Endres	McTernan	Riley	Van Vranken
Byrnes	Harwood	Menninger	Schaaff	Webster
Clarke	Henderson	Monaghan	Sheehan	Wissig
Cooney				

Those who voted in the negative, were

Abbey	de Peyster	Johnson, R. S.	Mitchell	Stevens, N.
Acker	Deyo	Jones	Mott	Stevens, W. C.
Adams	Dickinson	Kill	Nixon	Stewart
Andrus	Everett	Kimball	O'Connor, J. K.	Stranahan
Ballantine	Fish	Kurth	Page	Thompson
Bennett	Fitts	Lane, H. J.	Pearsall	Tompkins
Bradford	Gardenier	Larmon	Peck	Towne
Bridges	Gretsinger	Le Roy	Pierson	Treadway
Burns, W. B.	Groat	Lewis, B. B.	Sage	Weed
Christie	Guibord	Lewis, R. J.	Saunders	Whipple
Crawford	Hoag	L'Hommedieu	Selleck	White
Currier	Johnson, A.	Mase	Sheffer	Willis
Curtis	Johnson, H. C.	Miller	Stevens, J. H.	Speaker
Decker	Johnson, I. S.			

Mr. Deyo moved to recommit said bill to the committee on the judiciary, retaining its place on special order, with instructions to amend as follows:

Make "§ 25" read "§ 26," and insert as section 25 the following:

"§ 25. This act shall not apply to any town having a population of less than 5,000 inhabitants, as determined by the last preceding census, and not adjacent to an incorporated city, unless at least twenty-five electors thereof shall petition, in writing, the supervisor thereof for such registry at least one week before the time of the first meeting of the inspectors mentioned in the second section of this act, which petition shall be immediately filed by said supervisor in the town clerk's office of said town, which clerk shall at once notify the said inspectors."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Deyo moved to amend as follows:

Section 2, line 8, engrossed bill, before the word "Friday" strike out the word "first" and insert the word "last."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 9}

Those who voted in the affirmative, were

Abbey	Currier	Haffner	Lewis, R. J.	Sheffer
Acker	Curtis	Henderson	L'Hommedieu	Shields
Adams	Davis	Hitt	Martin	Sohmer
Andrus	Decker	Hoag	Mase	Stevens, J. H.
Ballantine	de Peyster	Huson	Miller	Stevens, N.
Barton	Deyo	Johnson, A.	Mitchell	Stevens, W. C.
Bennett	Dickinson	Johnson, H. C.	Mott	Stewart
Boyce	Dinkelspiel	Johnson, R. S.	Nixon	Stranahan
Brady	Endres	Jones	O'Connor, J. K.	Sulzer
Burns, J. I.	Everett	Kerrigan	Page	Thompson
Burns, W. B.	Fish	Kimball	Pealer	Tompkins
Bush, R. P.	Fitts	King	Pearsall	Treadway
Byrne	Gardenier	Kurth	Rhodes	Webster
Christie	Gibbs	Lane, H. J.	Rice	Weed
Connelly	Greene	Lane, O. F.	Sage	Whipple
Coons	Gretsinger	Larmon	Saunders	White
Cornell	Groat	Le Roy	Selleck	Willis
Crawford	Guibord	Lewis, B. B.		

Those who voted in the negative, were

Blumenthal	Byrnes	McTernan	Sheehan	Townsend
Bradford	Duffy	Mullaney	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Burns gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill No. 414, entitled "An act to amend chapter 282 of the Laws 1889, entitled 'An act relative to life insurance companies and their agents doing business in the State.'"

Mr. Saunders gave notice that at some future day he would move to suspend Rules 3, 29 and 49, for the purpose of reading out of its order Senate bill No. 390, entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State Board of Pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie.'"

On motion of Mr. Page, and by unanimous consent, Senate bill No. 187, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim or claims of John F. Porter, Jr., against the State, and to make an award therein" (Rec. No. 97), was placed on the order of third reading.

Mr. J. S. Whipple gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 452, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Miss Jennie Turner," also Senate bill, not printed, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of James G. Johnson."

Mr. Gretsinger gave notice that at some future day he would move to suspend Rules 3, 27, 29 and 49, for the purpose of considering out of its order the bill (No. 1327) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws, affecting public interests in the city of Brooklyn.'"

Mr. Treadway gave notice that at some future day he would move to suspend Rules 3, 27, 28 and 49, for the purpose of considering out of its order Senate bill No. 465, entitled "An act to amend sections 2 and 7 of title 11 of chapter 9 of part 1 of the Revised Statutes, entitled 'Of the interest of the State in mines,' now on the order of second reading.

On motion of Mr. H. J. Lane, and by unanimous consent, the bill (No. 1401) entitled "An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown,'" was placed on the order of third reading.

On motion of Mr. W. B. Burns, and by unanimous consent, the bill (No. 1430) entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse,' and to revise and amend the charter of said city," was placed on the order of third reading.

On motion of Mr. Everett, and by unanimous consent, Senate bill Rec. No. 308 (not printed), now on the order of second reading, entitled "An act to amend the charter of the city of Kingston," was placed on the order of third reading.

On motion of Mr. R. S. Johnson, and by unanimous consent, the bill No. 389, entitled "An act to provide for the clearing of the flow ground covered by the reservoir on the Black river above Forest Port, in Oneida county, and making an appropriation therefor," was placed on the order of third reading, to be read the third time to-day at 10 A. M.

On motion of Mr. King, and by unanimous consent, Senate bill No. 396, entitled "An act to amend section 2 of chapter 474 of the Laws of 1887, entitled 'An act to amend chapter 230 of the Laws of 1882, entitled 'An act to incorporate the Franklin Loan and Trust Company of the city of New York,'" was placed on the order of third reading.

Mr. I. S. Johnson gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1075, entitled "An act to amend chapter 315 of the Laws of 1878, entitled 'An act to secure the payment of laborers, mechanics, merchants, traders and persons furnishing materials toward the performing of any public works in the

cities of the State of New York," now on the order of second reading.

Mr. Hoag gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order the bill (No. 1356) entitled "An act to incorporate the New York Zoological and Botanical Gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York."

Mr. Fish gave notice that at some future day he would move to suspend Rules 3, 27, 28 and 49, in order that the Senate bill (not printed) entitled "An act to amend chapter 277 of the Laws of 1880, entitled 'An act to amend chapter 217 of the Laws of 1875, entitled 'An act relative to the Farmers' Loan and Trust Company,'" now on the order of third reading, be read the third time out of its order.

Mr. Rhodes gave notice that at some future day he would move to suspend Rules 3, 27, 28 and 49, in order to read the second and third time out of its order the bill (No. 38) entitled "An act to amend chapter 104 of the Laws of 1873, entitled 'An act to authorize the town of Pelham, in the county of Westchester, to purchase, pay for, acquire title to and maintain the bridge owned by the City Island Bridge Company.'"

On motion of Mr. Curtis, and by unanimous consent, Senate bill No. 475, entitled "An act reappropriating money for erecting regimental and battery monuments at Gettysburg, and making appropriations for expenses of the commission in charge of the same, and for purchase of plats for marking the position of troops engaged, and for grading grounds" (Rec. No. 278), was placed on the order of third reading.

Mr. G. H. Bush gave notice that at some future time he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill No. 528, entitled "An act for acquiring title by the State of lands and buildings purchased and erected by the counties for asylum purposes," now on the order of third reading.

Mr. Greene gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 588, relating to the stenographers of the Court of Claims.

On motion of Mr. Abbey, and by unanimous consent, Senate bill No. 435, entitled "An act authorizing the incorporation of rural cemetery associations." (Rec. No. 319), was placed on the order of third reading.

Mr. Dempsey gave notice that he would at some future day move to suspend Rules 3, 20, 25, 26, 27, 28 and 49, in order that the Senate bill (No. 78) now on the table, entitled "An act for the purpose of securing an efficient and thorough inspection of the metalliferous and other mines within the State of New York, and to provide for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and to provide for the appointment of a mining inspector, and to prescribe his duties and powers," be taken from the table, considered, and have its second reading.

On motion of Mr. O. F. Lane, and by unanimous consent,

the bill (No. 1328) entitled "An act to amend chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887," was placed on the order of third reading.

On motion of Mr. Van Vranken, and by unanimous consent, the Senate bill (not printed, Rec. No. 280) "To amend section 375 of the Penal Code, to prevent frauds in partnership," was placed on the order of third reading.

Mr. Stranahan gave notice that at some future day he would move to suspend Rules 3, 28 and 49, for the purpose of reading the second time out of its order the bill (No. 1502) entitled "An act to amend chapter 226 of the Laws of 1877, incorporating the Oswego Fire Department," now on the order of second reading.

On motion of Mr. Blumenthal, and by unanimous consent, the Senate bill (not printed, Rec. No. 365) entitled "An act to provide facilities for fire engine by the dock department in the city of New York," was placed on the order of third reading.

On motion of Mr. Boyce, and by unanimous consent, the bill (No. 1402) entitled "An act for the relief of certain persons creditors of the village of Saratoga Springs," was placed on the order of third reading.

On motion of Mr. Nolan, and by unanimous consent, Senate bill No. 565, entitled "An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons" (Rec. No. 285), was placed on the order of third reading.

On motion of Mr. Kimball, and by unanimous consent, Senate bill No. 191, entitled "An act to revise the charter of the city of Buffalo." (Rec. No. 331), was placed on the order of third reading.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That Senate bill No. 422, entitled "An act to provide for the weekly payment of wages by corporations," be made a special order for Monday, May 5, at 8.45, P. M., for second reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Endres moved to take from the table the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sohmer gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1315, entitled "An act to amend chapter 299 of the Laws of 1883, entitled the Military Code," and that the same have its second and third reading.

Mr. O'Hare gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of having read the second and third time, out of its order, the bill (No. 1477) entitled "An act to amend sections 2512 and 2546 of the Code of Civil Procedure," now on the order of second reading.

Mr. Huson gave notice that at some future day he would move to suspend Rules 3, 29 and 49, for the purpose of reading out of its order the bill (No. 1247) entitled "An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of 1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor.'"

Mr. Courtney gave notice that at some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading, out of its order, Senate bill (not printed) in relation to the State industrial school, now on the order of second reading.

Mr. Kerrigan gave notice that at some future day he would move to suspend Rules 3, 29 and 49, for the purpose of reading the second and third time, out of its order, Senate bill (not printed) entitled "An act makin' an appropriation for the compensation of stenographers of Supreme court in Fifth judicial district," now on the order of second reading.

On motion of Mr. Schaaff, and by unanimous consent, the Senate bill (No. 491) entitled "An act to authorize the city of Brooklyn to purchase and to hold certain land in the said city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon and to authorize the issue of bonds for such purposes," was placed on the order of third reading, to be read the third time at 4 o'clock.

Mr. Riley gave notice that at some future day he would move to suspend Rules 3, 28 and 49, in order that the Senate bill (No. 505) entitled "An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased," be taken up out of its regular order and read the second and third time, being now on the order of second reading.

Mr. Blanchfield gave notice that he would at some future day move to suspend Rules 3, 28, 29 and 49, in order that the bill (No. 1487) entitled "An act to amend chapter 706 of the Laws of 1887, entitled 'An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased,' as amended by chapter 261 of the Laws of 1888," may be read the second and third time out of its order.

Mr. Ballantine gave notice that he would at some future day move to suspend Rules 3, 29 and 49, for the purpose of reading out of its order the second and third time, the Senate bill (No. 583) entitled "An act to annex a portion of the town of Delhi, in Delaware county, to the village of Delhi."

On motion of Mr. Guenther, and by unanimous consent, the Senate bill No. 287, entitled "An act to amend chapter 321 of the Laws of 1889, entitled 'An act to provide for the construction of an iron bridge over the Tonawanda creek and Erie canal, connecting

Main street in the village of North Tonawanda, in the county of Niagara, with Delaware street, in the village of Tonawanda, in the county of Erie" (Rec. No. 247), was placed on the order of third reading.

Mr. Towne introduced a bill entitled "An act to authorize the village of Fredonia to incur indebtedness and issue bonds for the purpose of establishing a system for lighting said village with electric lights" (Int. No. 1169), which was read the first time.

On motion of Mr. Towne, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Senate sent for concurrence the following entitled bill:

"An act to change the name of the Commercial Union Life Insurance Company of New York" (Rec. No. 429), which was read the first time and referred to the committee on insurance.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill, Int. No. 598, entitled "An act to authorize the commissioner of city works of the city of Brooklyn to increase the office accommodation of the department of collection of said city in the Municipal building, and to provide for the payment therefor," for the purpose amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution the Senate, with a message that the Assembly have concurred in the passage of the same.

The privileges of the floor were extended to Hons. Theodore W. Belden, D. W. Talmage, A. H. Baker, J. C. Davies, W. S. Hubbell, M. W. Cook, J. Maroney, F. B. Parke and E. P. Doyle.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to provide for short forms of deeds and mortgages." (Rec. No. 107.)

"An act to amend chapter 323 of the Laws of 1889, entitled 'An act to authorize the city of Buffalo to grade and pave certain streets and highways in said city recently used as plankroads and to defray the expense thereof by local assessments of fifteen equal annual installments.'" (Rec. No. 234.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills:

"An act to provide for the assessment and collection of taxes on separate estates in the same land." (No. 628.)

"An act to amend section 3063 of the Code of Civil Procedure." (No. 1036.)

Ordered, That the Clerk deliver said bills to the Governor

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended.

"An act to provide for the application and distribution of receipts from premiums collected and to be collected from foreign fire insur-

ance companies doing business in the State of New York, under and in pursuance to chapter 604 of the Laws of 1886." (No. 866.)

"An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany.'" (No. 1133.)

"An act to amend chapter 468 of the Laws of 1888, entitled 'An act to confirm and establish the boundaries, lines and locations of certain streets in the Twenty-sixth ward of the city of Brooklyn.'" (No. 1134.)

Ordered. That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend section 1 of chapter 588 of the Laws of 1867, entitled 'An act to make the village of Springfield Centre, in the county of Otsego, a separate road district.'" (No. 768.)

"An act to amend section 84 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction, relating to notices by tax collector, and the acts amendatory thereof.'" (No. 1136.)

"An act to amend chapter 199 of the Laws of 1869, entitled 'An act to incorporate the village of Whitestone, in Queens county.'" (No. 1138.)

"An act to amend chapter 377 of the Laws of 1885, entitled 'An act to release the interests of the people of the State of New York in certain real estate to Henry Spicer, Catharine Valentine, Georgiana Farrington, Sarah F. Chapman and Charles Spicer, and for other purposes.'" (No. 1258.)

"An act to dissolve the corporation known as the Genesee Academy, created by chapter 64 of the Laws of 1827, as amended by chapter 122 of the Laws of 1833, and further amended by chapter 309 of the Laws of 1846." (No. 1218.)

"An act to amend chapter 504 of the Laws of 1887, entitled "An act conferring additional powers upon villages." (No. 1135.)

"An act to amend sections 10 and 13 of chapter 558 of the Laws of 1887, entitled 'An act authorizing the trustees of the village of Greenbush to provide for the building of sewers in the public streets of the village of Greenbush.'" (No. 1061.)

"An act to amend chapter 63 of the Laws of 1866, entitled 'An act to incorporate the New York City Mission and Tract Society.'" (No. 1137.)

"An act to amend section 2 of title 2 of chapter 529 of the Laws of 1889, entitled 'An act to revise and consolidate the Laws relating to the university of the State of New York.'" (No. 1088.)

"An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1890, and to supply deficiencies in former appropriations." (No. 1257.)

"An act conferring authority upon the department of public parks in the city of New York, relative to certain ancient vaults and burial plots situate in Van Cortlandt park, in said city, and in Pelham Bay park in the county of Westchester." (No. 839.)

"An act to define and establish the powers and duties of the commissioner of public works of the village of Mount Vernon, and to fix

his compensation and provide for the expenses of his office and the compensation of himself and his subordinates." (No. 915.)

"An act to enable Long Island City to refund a portion of its bonds issued under chapter 506 of the Laws of 1884." (No. 553.)

"An act to amend chapter 544 of the Laws of 1887, entitled 'An act to amend chapter 776 of the Laws of 1870, entitled An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amendatory thereof, so far as the same relate to the village of Mount Vernon, in the county of Westchester, and to declare, enlarge and define the powers and duties of the officers of said village, and to confirm and extend the powers of the corporation of said village." (No. 914.)

"An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery; to further regulate the practice of medicine and surgery, and to amend section 2 of chapter 647 of the Laws of 1887." (No. 1026.)

"An act to provide for the annexation of the island known as Hart's Island, in the county of Westchester, to the city and county of New York, and for confirming the title to such island in the city and county of New York." (No. 831.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock, P. M.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Fish, from the committee on ways and means, to which was referred the Senate concurrent resolution relative to Theodore R. Timby, as the inventor of the revolving turret gun battery, reported in favor of the passage of the same, which report was agreed to.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Fish, from the committee on ways and means, to which was referred the bill introduced by Mr. R. P. Bush, Int. No. 1158, entitled "An act to provide for the improvement of the waterways of the Chemung river, and to remove obstructions therefrom, and making an appropriation therefor," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 361, entitled "An act reappropriating and making an additional appropriation for care, maintenance and repair for the quarantine establishment, and for construction authorized by chapter 270 of the Laws of 1888," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Fish, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Sloan Int. No. 400, entitled "An act making appropriation for the payment of certain judgments against the State," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Linson, Int. No. 392, entitled "An act to amend chapter 429 of the Laws of 1889, entitled 'An act to revise and consolidate the laws relating to the University of New York,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Speaker, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 407, entitled "An act directing the Secretary of State to furnish all public libraries duly incorporated under the Laws of the State of New York, possessing a distinct law library of 800 or more volumes, with certain copies of the laws of the State of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hitt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Fish, from the committee on ways and means, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 325, entitled "An act in relation to the Cayuga Indians," reported adversely thereto, which report was agreed to, and said bill rejected.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 374, entitled "An act to authorize municipal or other corporations and individuals to construct bridges over, to build docks along and to make improvements upon any of the canals of this State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Andrus, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ahearn, Int. No. 241, entitled "An act to amend sections 1288 and 1372 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Ives, Int. No. 373, entitled "An act to authorize and require an increased elevation of certain bridges over the Harlem river above high water of spring tides and to provide for all changes in any avenues, streets and railroads that may be necessary by reason of such increased elevation of said bridges and for other purposes," reported in favor of the passage of the same with the following amendments:

Section 1, line 22, after the word "feet," in printed bill, insert the

words "or a clear space of such height as by act of Congress shall be required."

Section 3, at the end thereof add the following: "Provided, however, that the New York and Harlem Railroad Company does, and it is hereby authorized and required to, provide, construct and make, in lieu of the bridges in this section authorized to be removed, foot-bridges over its depressed roadway, and over any changed grade or elevation thereof, at One Hundred and Twenty-sixth street, One Hundred and Twenty-seventh street, One Hundred and Twenty-eighth street and One Hundred and Twenty-ninth street, and also roadways under its changed and elevated roadway at One Hundred and Thirty-second street, One Hundred and Thirty-third street, and at the exterior street along the southerly side of the Harlem river."

LEROY ANDRUS,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. McCarren, Int. No. 376, entitled "An act in relation to elevated railways in cities containing a population of less than 1,000,000 and more than 300,000," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 387, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Roesch, Int. No. 338, entitled "An act in relation to the running of freight trains in this State," reported in favor of the passage of the same with the following amendment:

Section 1, line 2, strike out the words "or less" and add at the end of section the words "trains run with cars equipped with air or power brakes, shall be excepted from the provisions of this bill."

"§ 2. And the brakemen shall be distributed at equal distances, according to the number of cars on the train, and shall not be allowed to ride in caboose while the trains are in motion."

W. H. KIMBALL,
Chairman.

Which report was agreed to and said bill placed on the order of second reading.

Mr. Kimball, from the committee on railroads, to which was referred the Senate bill introduced by Mr. Emerson, Int. No. 391, entitled "An act to amend chapter 189 of the Laws of 1888, entitled

'An act to amend chapter 616 of the Laws of 1887, entitled An act to regulate the heating of steam passenger cars, and to provide for the placing of guards and guard-posts on railroad bridges and trestles, and the approaches thereto," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

The bill (No. 1325) entitled "An act in relation to certain bonds issued by the village of Baldwinsville under chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the several acts amendatory thereof and supplementary thereto," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Davis	Johnson, A.	O'Connor, J. J.	Stevens, W. C.
Acker	Dempsey	Johnson, I. S.	O'Connor, J. K.	Stewart
Andrus	Deyo	Johnson, R. S.	O'Hare	Stranahan
Ballantine	Dinkelspiel	Jones	Pearsall	Thompson
Barton	Endres	Kill	Peck	Tompkins
Bennett	Everett	King	Pierson	Towne
Blumenthal	Fish	Kurth	Sage	Townsend
Boyce	Fitts	Lane, O. F.	Saunders	Treadway
Bridges	Guenther	Lewis, R. J.	Sawmiller	Van Vranken
Burns, W. B.	Guibord	L'Hommedieu	Schaaff	Webster
Byrne	Haffner	Mase	Sheehan	Weed
Christie	Harwood	McBride	Sheffer	Whipple
Cornell	Henderson	McTernan	Shields	White
Crawford	Hitt	Menninger	Sohmer	Willis
Currier	Hoag	Miller	Stevens, J. H.	Wissig
Curtis	Huson	Mott	Stevens, N.	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 491) entitled "An act to authorize the city of Brooklyn to purchase and to hold certain land in the said city from the United States of America for the purposes of a public market, to erect and maintain a public market thereon and to authorize the issue of bonds for such purposes" (Rec. No. 250), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Lewis, R. J.	Schaaff
Acker	Courtney	Hoag	L'Hommedieu	Shields
Adams	Currier	Huson	Mase	Sohmer
Andrus	Curtis	Johnson, A.	McBride	Stevens, J. H.
Ballantine	Davis	Johnson, H. C.	McTernan	Stevens, N.
Barton	Dempsey	Johnson, I. S.	Menninger	Stevens, W. C.
Bennett	Deyo	Johnson, R. S.	Miller	Stewart
Blumenthal	Dickinson	Jones	Mitchell	Thompson
Boyce	Dinkelspiel	Kelly	Mott	Tompkins
Bradford	Endres	Kill	Nolan	Townsend
Bridges	Everett	King	O'Connor, J. K.	Webster
Burns, J. I.	Fish	Kurth	O'Hare	Weed
Burns, W. B.	Gardenier	Lane, H. J.	Pealer	Whipple
Byrne	Guenther	Lane, O. F.	Pearsall	White
Christie	Guibord	Larmon	Rhodes	Willis
Clarke	Haffner	Le Roy	Riley	Wissig
Coons	Harwood	Lewis, B. B.	Saunders	

For the negative,

Sawmiller

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1377) entitled "An act relative to consents to street surface railway companies," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 74}
{NOES 8}

Those who voted in the affirmative, were

Adams	Courtney	Johnson, H. C.	Miller	Schaaff
Andrus	Crawford	Johnson, I. S.	Mitchell	Sheffer
Ballantine	Curtis	Jones	Monaghan	Sohmer
Barton	Davis	Kelly	Mott	Stevens, N.
Bennett	Dempsey	Kerrigan	Mullaney	Stevens, W. C.
Blanchfield	Dickinson	Kill	Nolan	Stranahan
Bradford	Dinkelspiel	Kurth	O'Connor, J. J.	Sullivan
Brady	Duffy	Lane, H. J.	O'Connor, J. K.	Thompson
Burns, J. I.	Everett	Lewis, B. B.	O'Hare	Tompkins
Bush, R. P.	Gardenier	L'Hommedieu	Pearsall	Towne
Byrne	Haffner	Martin	Peck	Townsend
Byrnes	Harwood	Mase	Rice	Weed
Christie	Henderson	McBride	Riley	Willis

Coons	Huson	McTernan	Saunders	Wissig
Cornell	Johnson, A.	Menninger	Sawmiller	

Those who voted in the negative, were

Bridges	King	Pierson	Shields	Webster
Fish	Lewis, R. J.	Sage		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 458) entitled "An act to authorize the board of trustees of the village of Glens Falls to lay and construct a new water-pipe or main for the purpose of supplying said village with pure and wholesome water, and to provide for the issuing of bonds for such purpose and for the payment thereof" (Rec. No. 283), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Haffner	Menninger	Shields
Acker	Cornell	Henderson	Miller	Stevens, N.
Adams	Crawford	Huson	Mitchell	Stewart
Andrus	Currier	Johnson, H. C.	Mott	Stranahan
Ballantine	Curtis	Johnson, I. S.	O'Connor, J. J.	Sullivan
Barton	Davis	Jones	O'Connor, J. K.	Sulzer
Blanchfield	Dempsey	Kill	O'Hare	Thompson
Blumenthal	Deyo	King	Page	Tompkins
Boyce	Dickinson	Kurth	Pearsall	Towne
Bradford	Dinkelspiel	Lane, H. J.	Peck	Townsend
Bridges	Duffy	Lane, O. F.	Pierson	Treadway
Burns, J. I.	Endres	Lewis, B. B.	Saunders	Webster
Burns, W. B.	Fish	L'Hommedieu	Sawmiller	Weed
Bush, R. P.	Fitts	Martin	Schaaff	Whipple
Byrne	Gardenier	McBride	Selleck	Wissig
Byrnes	Guibord	McTernan	Sheffer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Mott, and by unanimous consent, the bill (No. 1062), entitled "An act to authorize the Superintendent of Public Works to construct and maintain an automatic spill-way in the dam of the State reservoir at West Eaton, Madison county," was placed on the order of third reading.

Mr. Sullivan gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Assembly bill No. 1097, entitled "An act concerning pawn-brokers," now on the order of third reading.

On motion of Mr. Fish, the Senate bill (No. 478) entitled "An act

to provide for the erection of a State armory in the city of Utica, and making an appropriation therefor" (Rec. No. 251), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 71}
{NOES 13}

Those who voted in the affirmative, were

Abbey	Courtney	Johnson, H.C.	Mullaney	Sheehan
Adams	Crawford	Johnson, R.S.	Nixon	Sheffer
Barton	Currier	Jones	Nolan	Shields
Blanchfield	Curtis	Kelly	O'Connor, J.J.	Sohmer
Blumenthal	Dempsey	Kerrigan	O'Connor, J.K.	Stevens, W.C.
Boyce	Dinkelspiel	Kill	O'Hare	Stewart
Brady	Duffy	Kurth	Page	Stranahan
Burns, J. I.	Everett	Le Roy	Pearsall	Tompkins
Burns, W. B.	Fish	Martin	Peck	Towne
Bush, R. P.	Gardenier	McBride	Rhodes	Townsend
Byrne	Guenther	McTernan	Rice	Treadway
Byrnes	Haffner	Menninger	Sage	Van Vranken
Christie	Henderson	Monaghan	Sawmiller	Webster
Clarke	Hitt	Mott	Schaaff	Wissig
Cornell				

Those who voted in the negative, were

Acker	Deyo	Johnson, A.	Lane, O. F.	Pealer
Ballantine	Groat	Johnson, I. S.	Miller	Thompson
Bennett	Huson	King		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1062) entitled "An act to authorize the Superintendent of Public Works to construct and maintain an automatic spillway in the dam of the State reservoir at West Eaton, Madison county," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 72}
{NOES 8}

Those who voted in the affirmative, were

Acker	Crawford	Harwood	Mase	Peck
Andrus	Curtis	Hitt	McBride	Pierson
Bennett	Davis	Johnson, A.	McTernan	Rhodes
Boyce	Decker	Johnson, H.C.	Menninger	Rice

Bradford	Dempsey	Johnson, I. S.	Miller	Saunders
Brady	Dickinson	Jones	Monaghan	Stevens, N.
Burns, J. I.	Dinkelspiel	Kelly	Mott	Stewart
Burns, W. B.	Duffy	Kill	Mullaney	Sullivan
Bush, G. H.	Everett	Kimball	Nixon	Sulzer
Bush, R. P.	Fish	Kurth	Nolan	Treadway
Byrne	Fitts	Le Roy	O'Connor, J. J.	Van Vranken
Byrnes	Gardenier	Lewis, B. B.	O'Hare	Whipple
Clarke	Groat	L'Hommedieu	Page	Willis
Cornell	Guenther	Martin	Pearsall	Wissig
Courtney	Guibord			

Those who voted in the negative, were

Abbey	Blumenthal	Henderson	Lane, O. F.	Pealer
Ballantine	Coons	Huson		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Sulzer moved to take from the table the motion to reconsider the vote by which Senate bill No. 200, entitled "An act relative to common schools in the city of New York," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the negative.

The bill (No. 1152) entitled "An act to provide for the welfare of the Indians in this State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 19}

Those who voted in the affirmative, were

Acker	Cornell	Gretsinger	Lane, H. J.	Saunders
Adams	Crawford	Groat	Larmon	Sheffer
Andrus	Currier	Guibord	Le Roy	Shields
Barton	Curtis	Henderson	Lewis, B. B.	Stevens, N.
Blanchfield	Davis	Hitt	Mase	Stevens, W. C.
Blumenthal	Decker	Hoag	Mitchell	Stewart
Bradford	Deyo	Huson	Mott	Thompson
Bridges	Dinkelspiel	Johnson, A.	O'Connor, J. J.	Tompkins
Burns, J. I.	Duffy	Jones	Page	Treadway
Byrne	Everett	Kelly	Pearsall	Webster
Christie	Fish	Kimball	Peck	Whipple
Clarke	Fitts	King	Rhodes	Wissig
Connelly	Gardenier	Kurth	Sage	Speaker
Coons				

Those who voted in the negative, were

Abbey	Endres	Lane, O. F.	Mullaney	Stranahan
Boyce	Haffner	Lewis, R. J.	Pealer	Sulzer
Brady	Harwood	McBride	Sawmiller	Van Vranken
Bush, R. P.	Kill	McTernan	Stevens, J. H.	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution of April 30, relative to requesting the Senators and Representatives in Congress from this State to introduce an act to authorize and direct the proper accounting officers of the treasury of the United States to examine and settle claims of the State of New York on account of the services of volunteers and militia of the war of 1812, with a message that they have concurred in the passage of the same.

The bill (No. 1082) entitled "An act to amend chapter 309 of the Laws of 1864, entitled 'An act to consolidate the several school districts within the corporate limits of the village of Otego, and to establish free schools in the same,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Lewis, B. B.	Schaaff
Acker	Crawford	Groat	Lewis, R. J.	Sheffer
Adams	Currier	Guibord	L'Hommedieu	Shields
Andrus	Curtis	Harwood	Martin	Stevens, J. H.
Bennett	Davis	Huson	Miller	Stevens, N.
Blanchfield	Decker	Johnson, A.	Mitchell	Stewart
Blumenthal	Dempsey	Johnson, I. S.	Monaghan	Sullivan
Bradford	de Peyster	Jones	Nolan	Sulzer
Brady	Deyo	Kelly	Page	Thompson
Bridges	Dinkelspiel	Kill	Pearsall	Tompkins
Burns, J. I.	Duffy	Kimball	Peck	Treadway
Byrne	Endres	Kurth	Pierson	Webster
Christie	Everett	Lane, H. J.	Rhodes	Whipple
Clarke	Fish	Lane, O. F.	Sage	Willis
Connelly	Fitts	Le Roy	Saunders	Wissig
Coons	Gardenier			

For the negative,
McBride

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Curtis called from the table the bill No. 1274, entitled "An act to amend sections 186 and 187 of the Penal Code of the State of New York, relative to the punishment for the crime of murder."

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 74}
{NOES 32}

Those who voted in the affirmative, were

Abtley	Courtney	Haffner	Larmon	Rice
Barton	Crawford	Harwood	Le Roy	Sawmiller
Blanchfield	Currier	Henderson	L'Hommedieu	Sheffer
Blumenthal	Curtis	Hitt	Martin	Sohmer
Boyce	Davis	Huson	Menninger	Stevens, J. H.
Bradford	Decker	Johnson, A.	Miller	Stevens, N.
Brady	Dempsey	Johnson, H. C.	Mitchell	Stevens, W. C.
Burns, J. I.	Endres	Johnson, I. S.	Mott	Sullivan
Burns, W. B.	Fish	Johnson, R. S.	Mullaney	Thompson
Byrne	Fitts	Jones	Nolan	Tompkins
Christie	Gibbs	Kelly	O'Connor, J. J.	Townsend
Clarke	Greene	Kerrigan	O'Connor, J. K.	Treadway
Cooney	Gretsinger	Kill	O'Hare	Weed
Coons	Groat	Kimball	Pierson	Whipple
Cornell	Guibord	Kurth	Rhodes	

Those who voted in the negative, were

Acker	Deyo	Lewis, B. B.	Pealer	Shields
Adams	Dickinson	Lewis, R. J.	Pearsall	Stewart
Bennett	Duffy	Mase	Peck	Stranahan
Bridges	Gardenier	McBride	Sage	Van Vranken
Bush, G. H.	Hoag	Monaghan	Selleck	Willis
Byrnes	King	Page	Sheehan	Wissig
Connelly	Lane, O. F.			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1441) entitled "An act to provide for a soldiers and sailors' memorial arch or monument in the city of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	L'Hommedieu	Sage
Adams	Crawford	Hitt	Martin	Schaaff
Bennett	Currier	Johnson, A.	McBride	Selleck
Blanchfield	Curtis	Johnson, H. C.	McTernan	Sheffer
Blumenthal	Decker	Johnson, I. S.	Miller	Shields
Boyce	Dempsey	Jones	Mitchell	Sohmer
Bradford	Duffy	Kelly	Monaghan	Stevens, J. H.
Brady	Everett	Kerrigan	Mott	Stevens, N.
Bridges	Fish	Kill	Mullaney	Stevens, W. C.
Burns, J. I.	Fitts	Kimball	Nolan	Stranahan

Burns, W. B.	Gardenier	Lane, H. J.	O'Connor, J. K.	Sulzer
Bush, G. H.	Greene	Lane, O. F.	O'Hare	Thompson
Bush, R. P.	Gretsinger	Larmon	Page	Townsend
Byrne	Groat	Le Roy	Pealer	Webster
Clarke	Haffner	Lewis, B. B.	Pearsall	Weed
Cornell	Harwood	Lewis, R. J.	Pierson	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1223) entitled "An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and declare the special and local laws affecting public interests in the city of New York,' relating to docks, piers and bulk-heads on the Hudson river," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	L'Hommedieu	Sheffer
Acker	Currier	Harwood	McBride	Sohmer
Andrus	Curtis	Henderson	Menninger	Stevens, N.
Ballantine	Davis	Huson	Miller	Stevens, W. C.
Bennett	Decker	Johnson, A.	Mitchell	Stewart
Blanchfield	Dey	Johnson, H. C.	Nixon	Sulzer
Blumenthal	Duffy	Johnson, I. S.	Nolan	Thompson
Boyce	Endres	Jones	O'Connor, J. J.	Townsend
Bradford	Everett	Kill	O'Connor, J. K.	Treadway
Brady	Fitts	King	O'Hare	Webster
Burns, J. I.	Gibbs	Kurth	Page	Weed
Bush, G. H.	Greene	Lane, O. F.	Pealer	Willis
Byrne	Gretsinger	Larmon	Pierson	Wissig
Christie	Groat	Le Roy	Rice	Speaker
Cornell	Guenther	Lewis, R. J.	Saunders	

Those who voted in the negative, were

Byrnes	Kelly	Sawmiller	Shields
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Gibbs moved to take from the table the motion to reconsider the vote by which the bill (No. 1391) entitled "An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt,'" was lost.

Mr. Towne moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Towne, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to take from the table said motion, and it was determined in the negative.

{AYES 39}
{NOES 63}

Those who voted in the affirmative, were

Adams	Clarke	Haffner	Menninger	Shields
Andrus	Connelly	Johnson, H.C.	Monaghan	Sohmer
Blanchfield	Cooney	Kelly	Mullaney	Stevens, J. H.
Brady	Dinkelspiel	Kerrigan	Nolan	Sullivan
Burns, J. I.	Duffy	Le Roy	O'Connor, J.J.	Sulzer
Burns, W. B.	Endres	Martin	O'Connor, J.K.	Treadway
Byrne	Gibbs	McBride	O'Hare	Wissig
Byrnes	Gretsinger	McTernan	Schaaff	

Those who voted in the negative, were

Abbey	Crawford	Guibord	Miller	Sheffer
Acker	Curtis	Harwood	Mitchell	Stevens, N.
Ballantine	Davis	Henderson	Mott	Stewart
Bennett	Decker	Huson	Nixon	Stranahan
Blumenthal	Dempsey	Johnson A.	Page	Thompson
Boyce	Deyo	Johnson, I. S.	Pealer	Tompkins
Bradford	Dickinson	Johnson, R.S.	Pearsall	Towne
Bridges	Everett	Kill	Pierson	Townsend
Bush, G. H.	Fish	King	Rhodes	Van Vranken
Bush, R. P.	Fitts	Lane, H. J.	Sage	Webster
Christie	Gardenier	Lane, O. F.	Saunders	White
Cornell	Greene	Larmon	Selleck	Willis
Courtney	Groat	Mase		

The Senate bill (No. 384) entitled "An act to amend chapter 330 of the Laws of 1887, entitled 'An act to provide for the acquisition of sites for armories for the National Guard in the city of New York'" (Rec. No. 339), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cooney	Johnson, H.C.	Mullaney	Stevens, N.
Acker	Cornell	Johnson, I. S.	Nixon	Stevens, W. C.
Adams	Davis	Johnson, R.S.	Nolan	Stewart
Ballantine	Decker	Kill	O'Connor, J.J.	Stranahan
Barton	Dempsey	King	O'Connor, J.K.	Sullivan
Blanchfield	de Peyster	Lane, O. F.	Page	Sulzer
Blumenthal	Deyo	Larmon	Pealer	Tompkins
Boyce	Everett	Le Roy	Pierson	Towne
Bradford	Fish	Lewis, R. J.	Riley	Townsend

Brady	Fitts	Martin	Sage	Treadway
Burns, J. I.	Gardenier	Mase	Saunders	Webster
Bush, G. H.	Gretsinger	McBride	Sawmiller	Weed
Byrne	Groat	McTernan	Schaaff	Whipple
Christie	Guibord	Menninger	Selleck	White
Clarke	Henderson	Miller	Shields	Wissig
Connelly	Huson	Monaghan	Stevens, J. H.	

For the negative,
Mitchell

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following concurrent resolution: *Resolved*, (if the Senate concur), That the Governor be requested to appoint an agent to examine the muster and pay-rolls of the companies and detachments of volunteer and militia called into the service of the United States from the State of New York during the war of 1812, and to collect evidence corroborating proofs taken by the commissioners appointed by chapter 176, Laws of 1859, to authenticate the service rendered and expenses incurred by those holding certificates from said commissioners issued pursuant to the provisions of said chapter, and that the further duty of said agent shall be to present the said claims to the proper officers of the United States, and endeavor to effect a settlement of the same. That all moneys paid by the United States in liquidation of these claims shall be deposited with the Treasurer of the State, and paid out on the warrant of the Comptroller to the holders of certificates as provided in section 8, chapter 176, Laws of 1859, and that the compensation and necessary expenses of said agent be paid out of moneys appropriated to defray the expenses of the military department of the State on vouchers approved by the Governor, with a message that they have concurred in the passage of the same, with the following amendments:

Lines 1, and 2, strike out the words "Governor be requested to appoint an agent to examine," and insert in lieu thereof the words "Adjutant-General be directed to cause an examination to be made by the agent now engaged in prosecuting the war claims of the State against the United States of."

Line 17, before the word "expenses," insert the words "services and."

Lines 17 and 18, strike out the words "military department of the State," and insert the words "such agent."

Mr. Speaker put the question whether House would concur in said amendments, and it was determined the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 142 of the Code of Criminal Procedure" (Rec. No. 426), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter 189 of the Laws of 1889, entitled 'An act to provide a system of sewerage in a part of the town of New

Utrecht, county of Kings'" (Rec. No. 427), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries,' as amended by chapter 113 of the Laws of 1885" (Rec. No. 428), which was read the first time and referred to the committee on the judiciary.

The Senate returned the bill entitled "An act in relation to life and casualty insurance companies, associations and societies organized under the laws of this State" (No. 1420), with a message that they have concurred in the passage of the same with the following amendment:

Section 1, line 1, engrossed bill, after the word "decree" insert the words "providing for an accounting or."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Haffner	Mitchell	Shields
Acker	Cornell	Harwood	Monaghan	Stevens, J. H.
Adams	Courtney	Henderson	Mott	Stevens, N.
Barton	Crawford	Hoag	Nolan	Stevens, W. C.
Bennett	Davis	Huson	O'Connor, J. K.	Stranahan
Blanchfield	Decker	Johnson, H. C.	O'Hare	Sullivan
Blumenthal	Dempsey	Johnson, I. S.	Page	Thompson
Boyce	Deyo	Johnson, R. S.	Pealer	Tompkins
Bradford	Dickinson	Kimball	Pearsall	Townsend
Brady	Duffy	Kurth	Pierson	Treadway
Bridges	Fitts	Lane, H. J.	Rice	Webster
Burns, J. I.	Greene	Lane, O. F.	Saunders	Whipple
Bush, G. H.	Gretsinger	Larmon	Selleck	White
Byrne	Groat	Lewis, B. B.	Sheehan	Willis
Byrnes	Guenther	McTernan	Sheffer	Wissig
Clarke	Guibord	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 30, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned for amendment, Assembly bill No. 525, entitled "An act to authorize the comptroller of the city of New York to examine the claim of John J. Clarke, and to audit and pay the amount justly due.

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Menninger	Shields
Acker	Cornell	Haffner	Miller	Stevens, J. H.
Ballantine	Courtney	Harwood	Monaghan	Stevens, N.
Barton	Crawford	Henderson	Mott	Stevens, W. C.
Blanchfield	Decker	Huson	Nixon	Stranahan
Blumenthal	Deyo	Johnson, A.	Nolan	Thompson
Boyce	Dinkelspiel	Johnson, H. C.	O'Connor, J. K.	Tompkins
Bradford	Duffy	Johnson, I. S.	O'Hare	Towne
Brady	Everett	Kill	Pealer	Townsend
Bridges	Fish	Kimball	Sage	Treadway
Burns, J. I.	Fitts	King	Saunders	Van Vranken
Burns, W. B.	Gardnier	Kurth	Sawmiller	Webster
Bush, G. H.	Greene	Lane, H. J.	Schaaff	Whipple
Byrne	Gretsinger	Larmon	Selleck	White
Clarke	Groat	Le Roy	Sheehan	Willis
Connelly	Guenther	Lewis, B. B.	Sheffer	Wissig

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Clarke, and by unanimous consent, the same was amended as follows:

Strike out all after the enacting clause, and insert the following:

SECTION 1. The board of estimate and apportionment of the city of New York is hereby authorized to examine the claim of John J. Clarke, arising from services rendered as clerk of the district court for the Tenth judicial district of the city of New York, between the 1st day of January, 1886, and the 4th day of October, 1886. If it shall satisfactorily appear to the said board of estimate and apportionment that such services were actually rendered, and that said claim is founded in equity and justice, then the said board of estimate and apportionment is hereby authorized to make an appropriation for the payment of the same, or any part thereof, and the amount so appropriated shall be included in the final estimate for the year 1891, and paid to said John J. Clarke.

§ 2. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act to authorize the board of estimate and apportionment of the city of New York to examine the claim of John J. Clarke, and to make appropriation for the same, or any part thereof which shall be justly due."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Cooney	Henderson	Miller	Shields
Barton	Cornell	Huson	Mitchell	Stevens, N.
Bennett	Courtney	Johnson, A.	Monaghan	Stevens, W. C.
Blanchfield	Crawford	Johnson, H.C.	Mott	Stranahan
Blumenthal	Davis	Johnson, I.S.	Nolan	Sullivan
Boyce	Decker	Kill	O'Connor, J.J.	Thompson
Bradford	Dempsey	Kimball	O'Connor, J.K.	Tompkins
Brady	Dinkelspiel	Kurth	O'Hare	Towne
Bridges	Duffy	Lane, H. J.	Pealer	Townsend
Burns, J. I.	Endres	Lane, O. F.	Pearsall	Treadway
Burns, W. B.	Fitts	Larmon	Sage	Van Vranken
Bush, G. H.	Gretsinger	Le Roy	Saunders	Webster
Byrne	Groat	Lewis, B. B.	Sawmiller	Whipple
Byrnes	Guenther	McBride	Schaaff	White
Clarke	Guibord	McTernan	Selleck	Willis
Connelly	Harwood	Menninger	Sheehan	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 1, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 753, entitled "An act to amend chapter 417 of the Laws of 1878, entitled 'An act to provide for the laying out and improvement of the public squares and places established in Fourth avenue, in the city of New York, by chapter 528 of the Laws of 1873.'"

DAVID B. HILL

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Huson	Monaghan	Stevens, N.
Acker	Crawford	Johnson, A.	Mott	Stevens, W. C.
Adams	Davis	Johnson, H.C.	O'Connor, J.J.	Stewart
Blanchfield	Decker	Johnson, I. S.	O'Connor, J.K.	Stranahan
Boyce	Dempsey	Kill	O'Hare	Thompson
Brady	Deyo	Kimball	Pealer	Tompkins
Bridges	Dickinson	Kurth	Peck	Towne

Burns, J. I.	Dinkelspiel	Lane, H. J.	Saunders	Townsend
Burns, W. B.	Duffy	Lane, O. F.	Sawmiller	Treadway
Bush, G. H.	Everett	Larmon	Schaaff	Van Vranken
Byrne	Fitts	Le Roy	Selleck	Webster
Byrnes	Gardenier	McTernan	Sheehan	Whipple
Clarke	Greene	Menninger	Sheffer	White
Connelly	Gretsinger	Miller	Shields	Willis
Cooney	Guenther	Mitchell	Stevens, J. H.	Wissig
Coons	Guibord			

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. R. J. Lewis, and by unanimous consent, the same was amended as follows:

Amend section 1 so as to read as follows:

"SECTION 1. Section 683 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' is hereby amended to read as follows:

"§ 683. The department of public parks is authorized and directed to proceed with the improvement and inclosure of the several public squares, parks or places laid out and established within the boundary lines of Fourth avenue between Sixty-seventh and Ninety-sixth streets; and may also from time to time lay out, improve and inclose like public squares, parks or places within the boundary lines of said avenue between Fifty-sixth and Sixty-seventh streets. The board of estimate and apportionment is authorized to appropriate a sum not exceeding \$25,000 to be raised by taxation for the purpose of laying out improving and inclosing said last-mentioned public squares, parks or places. But all of said squares or places shall be so laid out and established as not to change, alter or interfere with the Fourth avenue improvement or with the plans and openings established and carried out by the board of engineers of the Fourth avenue improvement."

Strike out section 2.

Change "§ 3" to "§ 2."

Amend the title so as to read as follows:

"An act to amend section 683 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to additional parks within the boundary lines of Fourth avenue."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Coons	Guibord	Mitchell	Sohmer
Adams	Cornell	Harwood	Mott	Stevens, J. H.
Ballantine	Courtney	Henderson	Nixon	Stevens, N.

Bennett	Crawford	Johnson, H.C.	Nolan	Stevens, W. C.
Blanchfield	Currier	Johnson, I. S.	O'Connor, J.J.	Stranahan
Boyce	Curtis	Kill	O'Connor, J.K.	Thompson
Bradford	Davis	Kimball	O'Hare	Tompkins
Brady	Decker	Kurth	Page	Towne
Bridges	Deyo	Lane, H. J.	Pearsall	Townsend
Burns, J. I.	Dinkelspiel	Lane, O. F.	Pierson	Van Vranken
Burns, W. B.	Duffy	Larmon	Sage	Webster
Bush, G. H.	Endres	Le Roy	Saunders	Weed
Byrne	Gardenier	Lewis, B. B.	Schaaff	Whipple
Byrnes	Greene	Lewis, R. J.	Selleck	White
Christie	Gretsinger	L'Hommedieu	Sheehan	Willis
Clarke	Groat	McTernan	Sheffer	Wissig
Connelly	Guenther	Miller	Shields	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER }
ALBANY, *April 29, 1890.* }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 1031, entitled "An act to amend chapter 589 of the Laws of 1868, entitled 'An act to incorporate the Chateaugay Water-works Company,' and to legalize and confirm all the proceedings and official acts of said water-works company and its officers, in diverting water and laying pipes.

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Curtis	Johnson, R.S.	Mott	Stevens, N.
Adams	Davis	Jones	O'Connor, J.J.	Stevens, W. C.
Bennett	Decker	Kelly	O'Connor, J.K.	Stranahan
Blanchfield	Dempsey	Kill	O'Hare	Thompson
Bradford	Deyo	Kimball	Pealer	Tompkins
Brady	Dickinson	Kurth	Pearsall	Towne
Bridges	Dinkelspiel	Lane, H. J.	Pierson	Townsend
Burns, J. I.	Duffy	Lane, O. F.	Rhodes	Treadway
Burns, W. B.	Endres	Le Roy	Saunders	Van Vranken
Byrne	Fish	Lewis, B. B.	Schaaff	Webster
Byrnes	Fitts	Lewis, R. J.	Selleck	Weed
Christie	Gardenier	L'Hommedieu	Sheehan	Whipple
Clarke	Guibord	McTernan	Sheffer	White

Cornell	Huson	Menninger	Shields	Willis
Courtney	Johnson, H.C.	Miller	Sohmer	Wissig
Crawford	Johnson, I. S.	Mitchell	Stevens, J. H.	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. ———, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 2, lines 10 and 11, strike out the words "deemed in force legal and valid, and are hereby legalized and confirmed," and insert in lieu thereof the words "as valid and of the same force and effect as if the said water-works company had been authorized by said act to divert or convey water, and to extend, lay or construct pipes, conduits, aqueducts, wells, reservoirs or other works or machinery within one mile outside of the present corporate limits of Chateaugay village."

Amend the title by striking out in lines 7 and 8 the words "all the" and inserting in lieu thereof the word "certain."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Nixon	Stevens, N.
Adams	Cornell	Guibord	O'Connor, J.J.	Stevens, W. C.
Andrus	Courtney	Henderson	O'Connor, J.K.	Stranahan
Ballantine	Crawford	Johnson, H.C.	O'Hare	Sullivan
Barton	Curtis	Johnson, I. S.	Page	Thompson
Bennett	Decker	Kill	Pealer	Tompkins
Blanchfield	Dempsey	Kimball	Pearsall	Towne
Blumenthal	de Peyster	Kurth	Pierson	Townsend
Boyce	Deyo	Lane, H. J.	Rhodes	Treadway
Bradford	Dinkelspiel	Le Roy	Riley	Van Vranken
Burns, J. I.	Everett	Lewis, B. B.	Schaaff	Webster
Burns, W. B.	Fish	McTernan	Selleck	Weed
Byrne	Fitts	Menninger	Sheehan	Whipple
Byrnes	Greene	Mitchell	Sheffer	White
Christie	Gretsinger	Monaghan	Sohmer	Willis
Clarke	Groat	Mullaney	Stevens, J. H.	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. I. S. Johnson introduced a bill entitled "An act to amend sections 107, 109 and 110 of the Penal Code, relating to the preparation and offering of false evidence, and the destruction of evidence" (Int. No. 1170), which was read the first time.

On motion of Mr. I. S. Johnson, and by unanimous consent, the rules were suspended and said bill ordered to a third reading and made a special order for Monday evening, May 5th.

On motion of Mr. Blumenthal, and by unanimous consent, the Senate bill (No. 436), entitled "An act to amend sections 1288 and 1372 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York'" (Rec. No. 241), was placed on the order of third reading.

Mr. J. K. O'Connor gave notice that at some future day he would move to suspend Rules 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1237, entitled "An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases."

The hour of 6 o'clock having arrived, the House took a recess until 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

Mr. Riley gave notice that he would at some future day move to suspend Rules 3, 28, 29 and 49, for the purpose of having read a third time, out of its order, the bill (No. 1475) entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy, passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy,' and the acts amendatory of said chapter 598, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy, and to the inferior local courts therein," now on the order of third reading.

On motion of Mr. Whipple, and by unanimous consent, Senate bill No. 530, entitled "An act in relation to towns, constituting chapter 20 of the general laws" (Rec. No. 345), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	L'Hommedieu	Sheffer
Acker	Cornell	Haffner	McTernan	Shields
Adams	Courtney	Harwood	Menninger	Sohmer
Andrus	Crawford	Henderson	Miller	Stevens, J. H.
Ballantine	Curtis	Hitt	Mitchell	Stevens, N.
Bennett	Davis	Hoag	Monaghan	Stevens, W. C.
Blanchfield	Decker	Johnson, A.	Mott	Stranahan
Blumenthal	Dempsey	Johnson, H. C.	O'Connor, J. J.	Sullivan
Boyce	Deyo	Johnson, I. S.	Pealer	Thompson
Bradford	Dinkelspiel	Jones	Pearsall	Treadway
Brady	Everett	Kill	Peck	Van Vranken

Burns, J. I.	Gardenier	Kimball	Rhodes	Webster
Byrnes	Gibbs	King	Riley	Weed
Clarke	Greene	Kurth	Sage	Whipple
Connelly	Gretsinger	Lane, H. J.	Schaaff	Wissig
Cooney	Groat	Lane, O. F.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Whipple, and by unanimous consent, Senate bill No. 546, entitled "An act in relation to highways, constituting chapter 19 of the general laws" (Rec. No. 346), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Lewis, B. B.	Selleck
Acker	Cornell	Henderson	L'Hommedieu	Sheffer
Adams	Courtney	Hitt	McTernan	Shields
Andrus	Crawford	Hoag	Menninger	Sohmer
Ballantine	Davis	Huson	Miller	Stevens, J. H.
Barton	Decker	Johnson, A.	Mitchell	Stevens, N.
Bennett	Dempsey	Johnson, H. C.	Monaghan	Stevens, W. C.
Blanchfield	Deyo	Johnson, I. S.	Mott	Stranahan
Blumenthal	Dinkelspiel	Jones	Pealer	Thompson
Boyce	Everett	Kerrigan	Pearsall	Treadway
Bradford	Gibbs	Kimball	Peck	Van Vranken
Brady	Greene	King	Rhodes	Webster
Burns, J. I.	Gretsinger	Kurth	Riley	Weed
Byrne	Groat	Lane, H. J.	Sage	Whipple
Clarke	Guibord	Lane, O. F.	Saunders	Wissig
Connelly	Haffner	Larmon	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kurth called from the table the bill (No. 804) entitled "An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush in the county of Kings to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush."

The question recurring upon reconsidering the vote by which said bill was passed,

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Lewis, B. B.	Schaaff
Acker	Cornell	Guibord	L'Hommedieu	Selleck
Adams	Courtney	Haffner	Martin	Sheffer
Andrus	Crawford	Henderson	McBride	Shields
Ballantine	Curtis	Hitt	Miller	Stevens, J. H.
Barton	Davis	Johnson, A.	Mitchell	Stevens, N.
Bennett	Decker	Johnson, H. C.	Monaghan	Stevens, W. C.
Blanchfield	Dempsey	Johnson, I. S.	O'Connor, J. J.	Stranahan
Blumenthal	de Peyster	Jones	Pealer	Thompson
Boyce	Deyo	Kelly	Pearsall	Treadway
Bradford	Dinkelspiel	Kimball	Peck	Van Vranken
Brady	Everett	King	Rhodes	Webster
Burns, J. I.	Gardenier	Kurth	Riley	Weed
Byrne	Gibbs	Lane, H. J.	Sage	Whipple
Clarke	Greene	Lane, O. F.	Saunders	Wissig
Connelly	Gretsinger			

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Kurth, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 1, line 2, strike out the words "the town of Flatbush, in the county of Kings," and insert in place thereof the words "any town having a population, as shown by the last federal or State enumeration, of more than 3,000 inhabitants residing outside of an incorporated city or village."

Same section, line 5, strike out the word "said" and insert in place thereof the word "such," and strike out the words "of Flatbush" and insert in place thereof the words "outside of an incorporated city or village."

Strike out the word "said" and insert in place thereof the word "such," and strike out the words "of Flatbush" in the following places: In the last line of the title; in section 1, lines 2, 5, 8, 11 and 13; in section 2, lines 7 and 8; section 3, line 6; section 4, line 4; section 5, line 8.

Amend the title by striking out in lines 3, 4 and 5 the words "the town of Flatbush, in the county of Kings," and inserting in place thereof the words "any town having a population of more than 3,000."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Martin	Selleck
Acker	Courtney	Haffner	McBride	Sheffer
Adams	Crawford	Henderson	McTernan	Shields
Andrus	Curtis	Hitt	Menninger	Sohmer
Ballantine	Davis	Johnson, A.	Miller	Stevens, J. H.
Barton	Decker	Johnson, H. C.	Mitchell	Stevens, N.
Bennett	Dempsey	Johnson, I. S.	Monaghan	Stevens, W. C.
Blanchfield	de Peyster	Jones	Mott	Stranahan
Blumenthal	Deyo	Kimball	Nixon	Thompson
Boyce	Dinkelspiel	King	Pealer	Towne
Bradford	Everett	Kurth	Pearsall	Treadway
Brady	Fitts	Lane, H. J.	Peck	Van Vranken
Burns, J. I.	Gibbs	Lane, O. F.	Rhodes	Webster
Byrne	Greene	Lewis, B. B.	Sage	Weed
Clarke	Gretsinger	Lewis, R. J.	Saunders	Whipple
Connelly	Groat	L'Hommedieu	Schaaff	Wissig
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill (No. 1442) entitled "An act to amend section 15 of chapter 329 of the Laws of 1874, entitled 'An act to re-enact and amend an act entitled An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York,' relative to exempt firemen," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	L'Hommedieu	Schaaff
Acker	Cornell	Haffner	McBride	Selleck
Adams	Courtney	Henderson	Miller	Sheffer
Andrus	Crawford	Hitt	Mitchell	Stevens, N.
Ballantine	Curtis	Johnson, A.	Monaghan	Stevens, W. C.
Barton	Davis	Johnson, H. C.	Mott	Stranahan
Bennett	Decker	Johnson, I. S.	Nixon	Sulzer
Blanchfield	Dempsey	Jones	O'Connor, J. J.	Thompson
Blumenthal	de Peyster	Kill	O'Connor, J. K.	Towne
Boyce	Deyo	King	Pealer	Townsend
Bradford	Dinkelspiel	Kurth	Pearsall	Treadway
Brady	Everett	Lane, H. J.	Peck	Van Vranken
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Webster
Byrne	Greene	Larmon	Riley	Whipple
Clarke	Gretsinger	Le Roy	Sage	Wissig
Connelly	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. W. C. Stevens, and by unanimous consent, the Senate bill (Rec. No. 391), entitled "An act to amend chapter 189 of the Laws of 1888, entitled 'An act to amend chapter 616 of the Laws of 1887, entitled An act to regulate the heating of steam passenger cars, and to provide for the placing of guards and guard posts on railroad bridges and trestles, and the approaches thereto'" (Rec. No. 391), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Groat	Lewis, R. J.	Saunders
Acker	Cornell	Guibord	L'Hommedieu	Schaaff
Andrus	Crawford	Harwood	McBride	Selleck
Ballantine	Currier	Henderson	McTernan	Stevens, J. H.
Barton	Davis	Hitt	Menninger	Stevens, N.
Bennett	Decker	Johnson, H. C.	Mitchell	Stevens, W. C.
Blanchfield	Dempsey	Johnson, I. S.	Monaghan	Stranahan
Blumenthal	de Peyster	Jones	Mott	Thompson
Boyce	Deyo	Kill	O'Connor, J. J.	Tompkins
Bradford	Dickinson	King	O'Connor, J. K.	Towne
Brady	Dinkelspiel	Kurth	O'Hare	Townsend
Bridges	Duffy	Lane, H. J.	Pealer	Treadway
Burns, J. I.	Everett	Lane, O. F.	Pearsall	Van Vranken
Byrne	Fitts	Larmon	Peck	Weed
Byrnes	Gardenier	Le Roy	Rhodes	Whipple
Clarke	Greene	Lewis, B. B.	Riley	Wissig
Connelly	Gretsinger			

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Stranahan, and by unanimous consent, Senate bill (Rec. No. 248) entitled "An act making an appropriation for the compensation of stenographers of the Supreme Court in the Fifth judicial district," was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	McTernan	Sheffer
Acker	Coons	Gretsinger	Miller	Shields
Adams	Cornell	Groat	Monaghan	Sohmer

Ballantine	Courtney	Guenther	Mott	Stevens, J. H.
Barton	Currier	Henderson	Nolan	Stevens, N.
Bennett	Davis	Jones	O'Connor, J. J.	Stevens, W. C.
Blanchfield	Decker	Kelly	O'Connor, J. K.	Stewart
Blumenthal	de Peyster	Kerrigan	O'Hare	Stranahan
Boyce	Deyo	Kill	Pealer	Thompson
Bradford	Dickinson	Kimball	Pearsall	Tompkins
Brady	Dinkelspiel	King	Peck	Towne
Bridges	Duffy	Lane, H. J.	Rhodes	Townsend
Burns, J. I.	Everett	Larmon	Riley	Treadway
Byrne	Fish	Le Roy	Sage	Webster
Byrnes	Fitts	Lewis, B. B.	Schaaff	Weed
Clarke	Gardenier	L'Hommedieu	Selleck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1443) entitled "An act to further amend section 307 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 364 of the Laws of 1885, and chapter 575 of the Laws of 1888, relating to a pension fund for the police department of said city," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Gardenier	L'Hommedieu	Sohmer
Adams	Courtney	Gibbs	McBride	Stevens, J. H.
Ballantine	Crawford	Greene	McTernan	Stevens, N.
Barton	Currier	Gretsinger	Menninger	Stevens, W. C.
Bennett	Curtis	Groat	Miller	Stranahan
Blanchfield	Davis	Guibord	Mitchell	Sulzer
Blumenthal	Decker	Harwood	Monaghan	Thompson
Boyce	Dempsey	Henderson	Mott	Tompkins
Bradford	de Peyster	Hitt	O'Connor, J. J.	Towne
Brady	Deyo	Johnson, A.	O'Connor, J. K.	Townsend
Bridges	Dickinson	Jones	O'Hare	Treadway
Burns, J. I.	Dinkelspiel	Kelly	Pealer	Webster
Bush, G. H.	Duffy	Kerrigan	Pearsall	Weed
Byrne	Everett	Lane, H. J.	Riley	Whipple
Byrnes	Fish	Larmon	Schaaff	Wissig
Clarke	Fitts	Lewis, B. B.	Shields	

For the negative,

King

Ordered, That the Clerk deliver said bill to Senate, and request their concurrence therein.

The Senate bill (No. 348) entitled "An act to provide for the construction of a public building in the Twelfth ward of the city of New York" (Rec. No. 129), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, I. S.	Mott	Selleck
Acker	Davis	Jones	Nixon	Sheffer
Ballantine	Decker	Kelly	Nolan	Shields
Barton	Dempsey	Kerrigan	O'Connor, J. J.	Sohmer
Bennett	Deyo	Kill	O'Connor, J. K.	Stevens, W. C.
Blanchfield	Dickinson	Kimball	O'Hare	Stewart
Blumenthal	Dinkelspiel	Kurth	Pealer	Sullivan
Bradford	Duffy	Lane, H. J.	Pearsall	Sulzer
Brady	Everett	Larmon	Peck	Thompson
Bridges	Gardenier	Le Roy	Pierson	Tompkins
Byrne	Greene	Lewis, B. B.	Rhodes	Towne
Clarke	Gretsinger	L'Hommedieu	Rice	Townsend
Cooney	Haffner	McBride	Riley	Treadway
Coons	Harwood	McTernan	Saunders	Webster
Cornell	Henderson	Menninger	Sawmiller	Weed
Courtney	Johnson, A.	Miller	Schaaff	Wissig
Crawford	Johnson, H. C.	Mitchell		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1476) entitled "An act to amend article 4 of title 5 of chapter 9 of part 1 of the Revised Statutes, relating to grants of land under water, as amended by chapter 283 of the Laws of 1850," having been announced for a third reading,

On motion of Mr. Cooney, and by unanimous consent, the same was amended as follows:

Section 1, line 21, after the words "New York" insert the words "or of the county of Kings."

Same section, line 22, after the words "New York" insert the words "or of the county of Kings."

On motion of Mr. Townsend, and by unanimous consent, the same was amended as follows:

Section 1, line 13, after the word "island" insert the words "and Eatons Neck."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES: 80}
{NOES: 2}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, A.	Miller	Saunders
Acker	Curtis	Johnson, H.C.	Mitchell	Schaaff
Adams	Davis	Johnson, I. S.	Monaghan	Selleck
Ballantine	Decker	Jones	Mott	Sheffer
Bennett	Dempsey	Kelly	Nixon	Shields
Blanchfield	de Peyster	Kill	Nolan	Stevens, J. H.
Blumenthal	Deyo	Kurth	O'Connor, J.J.	Stevens, N.
Bradford	Dickinson	Lane, H. J.	O'Connor, J.K.	Stevens, W. C.
Bridges	Everett	Larmon	O'Hare	Stranahan
Burns, J. I.	Fish	Le Roy	Page	Sulzer
Byrne	Fitts	Lewis, B. B.	Pealer	Thompson
Cooney	Greene	L'Hommedieu	Pearsall	Tompkins
Coons	Guibord	Martin	Pierson	Townsend
Cornell	Haffner	McBride	Rhodes	Van Vranken
Courtney	Henderson	McTernan	Riley	Webster
Crawford	Hoag	Menninger	Sage	Weed

Those who voted in the negative, were

Dinkelspiel Harwood

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Acker, from the committee on the judiciary, reported in favor of the adoption of the following resolution:

Resolved, That the committee on the judiciary be discharged from the further consideration of Senate bill, Int. No. 428, entitled "An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries,' as amended by chapter 113 of the Laws of 1885," and that the same be referred to the committee on insurance.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill (No 1226) entitled "An act to amend chapter 363 of the Laws of 1875, entitled 'An act to enlarge the board of education in union free school district No. 6 in the town of Northfield, and county of Richmond, and to change the name of said district, and to authorize the said board of education to sell and convey to the purchaser thereof the present school-house and site, and also to purchase a new site for a school-house in said district, and to erect thereupon a new school-house, and to provide for the raising of money therefor, and to change the name of said school district to Port Richmond union free school district, and also to amend the title of said act so as to insert therein the words 'or acquire title to' a new school-house site, and to omit therefrom the reference to the enlargement of the board of education,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Greene	Lane, H. J.	Page
Acker	Cocns	Gretsinger	Le Roy	Pealer
Adams	Cornell	Groat	Lewis, B. B.	Sage
Andrus	Crawford	Guenther	L'Hommedieu	Saunders
Ballantine	Currier	Haffner	McBride	Schaaff
Barton	Curtis	Henderson	McTernan	Sheffer
Bennett	Davis	Hoag	Miller	Shields
Blanchfield	Decker	Johnson, A.	Mitchell	Sohmer
Blumenthal	Dempsey	Johnson, H.C.	Monaghan	Stevens, J. H.
Boyce	Deyo	Johnson, I. S.	Mott	Stewart
Bradford	Dickinson	Jones	Mullaney	Stranahan
Brady	Duffy	Kelly	Nixon	Sulzer
Bridges	Everett	Kerrigan	Nolan	Thompson
Burns, J. I.	Fish	Kill	O'Connor, J.J.	Tompkins
Byrne	Fitts	King	O'Connor, J.K.	Townsend
Byrnes	Gardenier	Kurth	O'Hare	Webster

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1460) entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof and supplementary thereto,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Le Roy	Riley
Acker	Coons	Haffner	Lewis, B. B.	Sage
Adams	Cornell	Harwood	L'Hommedieu	Saunders
Andrus	Courtney	Henderson	McBride	Schaaff
Ballantine	Crawford	Hitt	McTernan	Sheehan
Barton	Currier	Johnson, A.	Miller	Sheffer
Bennett	Curtis	Johnson, H.C.	Mitchell	Shields
Blumenthal	Davis	Johnson, I. S.	Mott	Stevens, J. H.
Boyce	Dempsey	Jones	Mullaney	Sullivan
Bradford	Dickinson	Kelly	O'Connor, J.J.	Thompson
Brady	Everett	Kerrigan	O'Hare	Tompkins
Bridges	Fish	Kill	Page	Towne
Burns, J. I.	Fitts	Kimball	Pealer	Townsend
Byrne	Gardenier	King	Pearsall	Treadway
Byrnes	Greene	Kurth	Peck	Webster
Clarke	Groat	Lane, H. J.	Pierson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 933) entitled "An act to authorize the supervisor of the town of Warwick, Orange county, New York, to expend certain moneys in his hands belonging to the poor fund of said town," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	McBride	Saunders
Acker	Crawford	Hitt	Menninger	Schaaff
Adams	Currier	Johnson, A.	Miller	Selleck
Andrus	Curtis	Johnson, H.C.	Mitchell	Sheehan
Ballantine	Davis	Johnson, I. S.	Monaghan	Sheffer
Barton	Decker	Jones	Mott	Shields
Bennett	Dempsey	Kelly	Mullaney	Stevens, J. H.
Blumenthal	Deyo	Kerrigan	Nolan	Stevens, N.
Bradford	Dickinson	Kill	O'Connor, J.K.	Stewart
Brady	Endres	Kimball	O'Hare	Sullivan
Burns, J. I.	Everett	Lane, H. J.	Page	Thompson
Byrne	Fish	Larmon	Pealer	Tompkins
Byrnes	Fitts	Le Roy	Pearsall	Townsend
Clarke	Greene	Lewis, B. B.	Peck	Treadway
Connelly	Groat	L'Hommedieu	Pierson	Webster
Cooney	Guenther	Martin	Riley	Whipple
Coons	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 142) entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,'" having been announced for a third reading.

Mr. Fish moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 602) entitled "An act in relation to certain arrears of taxes of the town of Newtown," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	Lewis, B. B.	Rhodes
Acker	Courtney	Guibord	L'Hommedieu	Sage
Adams	Crawford	Haffner	McBride	Sheehan

Andrus	Currier	Harwood	Menninger	Sheffer
Ballantine	Curtis	Henderson	Miller	Shields
Barton	Davis	Johnson, H.C.	Mitchell	Stevens, J. H.
Bennett	Decker	Jones	Monaghan	Stevens, N.
Boyce	Dempsey	Kerrigan	Mullaney	Stewart
Bradford	Deyo	Kill	Nolan	Sullivan
Brady	Dickinson	Kimball	O'Connor, J.J.	Thompson
Bridges	Duffy	King	O'Hare	Tompkins
Bush, G. H.	Everett	Kurth	Page	Towne
Byrne	Fish	Lane, H. J.	Pealer	Treadway
Clarke	Fitts	Larmon	Pearsall	Van Vranken
Cooney	Gardenier	Le Roy	Peck	Webster
Coons	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1227) entitled "An act to amend chapter 157 of the Laws of 1883, entitled 'An act to enforce collection of the taxes levied in the county of Jefferson,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were.

Abbey	Courtney	Haffner	L'Hommedieu	Saunders
Acker	Crawford	Harwood	McBride	Sheehan
Adams	Currier	Henderson	McTernan	Sheffer
Andrus	Curtis	Johnson, A.	Menninger	Shields
Ballantine	Davis	Johnson, R.S.	Miller	Stevens, N.
Barton	Decker	Jones	Mitchell	Stevens, W. C.
Bennett	Dempsey	Kelly	Monaghan	Stewart
Boyce	de Peyster	Kill	Nolan	Stranahan
Bradford	Deyo	Kimball	O'Hare	Sullivan
Brady	Dickinson	King	Page	Sulzer
Bridges	Everett	Kurth	Pealer	Thompson
Burns, J. I.	Fish	Lane, H. J.	Pearsall	Tompkins
Bush, G. H.	Fitts	Lane, O. F.	Peck	Townsend
Byrne	Gardenier	Larmon	Pierson	Van Vranken
Clarke	Groat	Le Roy	Rhodes	Webster
Cooney	Guenther	Lewis, B. B.	Rice	Wissig
Coons	Guibord	Lewis, R. J.	Riley	

Ordered, That the Clerk deliver said bill to the Senate, and again request their concurrence therein.

The bill (No. 1228) entitled "An act to make the office of county clerk of Ontario county, a salaried office, and regulating the management of said office," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 68}
{NOES 12}

Those who voted in the affirmative, were

Abbey	Curtis	Hoag	Nolan	Stevens, N.
Acker	Davis	Johnson, H.C.	O'Connor, J.J.	Stewart
Ballantine	de Peyster	Jones	O'Connor, J.K.	Sullivan
Blanchfield	Deyo	Kelly	O'Hare	Sulzer
Boyce	Dinkelspiel	Kill	Pealer	Thompson
Bradford	Duffy	Kimball	Pearsall	Tompkins
Brady	Fish	King	Riley	Towne
Bridges	Gardenier	Lane, O. F.	Sage	Townsend
Burns, J. I.	Greene	Le Roy	Schaaff	Treadway
Bush, G. H.	Guenther	Mase	Sheehan	Van Vranken
Byrne	Guibord	McBride	Shields	Webster
Byrnes	Haffner	McTernan	Sohmer	Whipple
Clarke	Harwood	Menninger	Stevens, J. H.	White
Coons	Henderson	Monaghan		

Those who voted in the negative, were

Adams	Currier	Kurth	Lewis, R. J.	Mitchell
Andrus	Dickinson	Larmon	L'Hommedieu	Page
Crawford	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1229) entitled "An act to amend chapter 58 of the Laws of 1860, entitled 'An act conferring additional powers on boards of town auditors,'" having been announced for a second reading,

Mr. Greene moved to amend the same as follows:

Section 1, line 13, after the word "and" insert the words "such officer shall have been successful in such suit or suits."

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Greene, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 72}
{NOES 6}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, A.	Mitchell	Selleck
Acker	Currier	Johnson, H.C.	Monaghan	Sheffer

Adams	Davis	Jones	Mott	Sohmer
Andrus	Decker	Kill	Mullaney	Stevens, J. H.
Bennett	Deyo	Kimball	Nixon	Stevens, N.
Boyce	Dinkelspiel	King	Nolan	Stevens, W. C.
Brady	Duffy	Kurth	O'Connor, J. K.	Stranahan
Burns, J. I.	Fish	Larmon	O'Hare	Sulzer
Bush, G. H.	Gardenier	Lewis, R. J.	Pealer	Tompkins
Byrne	Gibbs	L'Hommiedieu	Pierson	Townsend
Byrnes	Greene	Martin	Riley	Weed
Clarke	Groat	McBride	Sage	Whipple
Connolly	Guenther	McTernan	Saunders	White
Cooney	Guibord	Miller	Schaaff	Wissig
Cornell	Haffner			

Those who voted in the negative, were

Ballantine	Harwood	Henderson	Peck	Shields
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Weed, and by unanimous consent, the bill No. 1199, entitled "An act to amend chapter 443 of the Laws of 1864, entitled 'An act for the lighting the streets of the town of Flatbush, in the county of Kings, with gas,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	McTernan	Selleck
Acker	Currier	Harwood	Menninger	Sohmer
Adams	Davis	Henderson	Miller	Stevens, J. H.
Andrus	Decker	Johnson, A.	Mitchell	Stevens, N.
Ballantine	de Peyster	Johnson, H. C.	Monaghan	Stevens, W. C.
Barton	Deyo	Johnson, I. S.	Mott	Stewart
Bennett	Dickinson	Jones	Mullaney	Stranahan
Blanchfield	Duffy	Kill	O'Connor, J. K.	Sullivan
Blumenthal	Everett	Kimball	O'Hare	Townsend
Boyce	Fish	Kurth	Page	Treadway
Bradford	Fitts	Lane, O. F.	Pealer	Van Vranken
Brady	Gardenier	Larmon	Pearsall	Webster
Burns, J. I.	Greene	Lewis, R. J.	Peck	Weed
Burns, W. B.	Gretsinger	Martin	Riley	Whipple
Byrne	Groat	McBride	Saunders	White
Coons	Guenther			

For the negative,

Byrnes

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Guenther, and by unanimous consent, the bill (No. 1522) entitled "An act to legalize special meetings of the board

of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	Larmon	Rhodes
Acker	Cooney	Gardenier	Le Roy	Saunders
Adams	Coons	Gibbs	Lewis, B. B.	Sheffer
Ballantine	Cornell	Greene	Lewis, R. J.	Shields
Barton	Courtney	Gretsinger	L'Hommedieu	Stevens, J. H.
Bennett	Crawford	Groat	Martin	Stevens, N.
Blanchfield	Currier	Guenther	McBride	Stevens, W. C.
Blumenthal	Davis	Guibord	McTernan	Stewart
Boyce	Decker	Henderson	Menninger	Stranahan
Bradford	Dempsey	Hitt	Miller	Sulzer
Brady	de Peyster	Johnson, A.	Monaghan	Townsend
Burns J. I.	Deyo	Johnson, H. C.	Mullaney	Treadway
Burns, W. B.	Dickinson	Johnson, I. S.	O'Connor, J. J.	Weed
Byrne	Dinkelspiel	Kill	O'Connor, J. K.	Whipple
Byrnes	Everett	Kimball	O'Hare	Wissig
Clarke	Fish	Kurth	Peck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to provide for the clearing of the flow ground covered by the reservoir on the Black river above Forest Port, in Oneida county, and making an appropriation therefor." (No. 389.)

"An act for the relief of certain persons, creditors of the village of Saratoga Springs." (No. 1402.)

"An act to amend chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887." (No. 1328.)

Ordered, That said bills be engrossed for a third reading.

On motion of Mr. Pierson, and by unanimous consent, Senate bill No. 580, entitled "An act to reappropriate certain unexpended balances of appropriations heretofore made for the opening of the channel or canal between the waters of Shinnecock bay and Peconic bay, in the county of Suffolk" (Rec. No. 379), was placed on the order of third reading.

Mr. Gardenier gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order

Senate bill No. 529, entitled "An act to amend the Code of Civil Procedure, relating to stenographers of the Supreme Court," now on the order of third reading.

Mr. Gibbs gave notice that on some future day he would move to suspend Rules 3, 27, 28 and 49, for the purpose of reading out of its order the bill No. 1337, entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation," now on the order of third reading.

On motion of Mr. Boyce, and by unanimous consent, the bill No. 1402, entitled "An act for the relief of certain persons, creditors of the village of Saratoga Springs," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	King	Sheffer
Acker	Coons	Gardenier	Kurth	Shields
Adams	Cornell	Gibbs	Lane, O. F.	Stevens, J. H.
Andrus	Courtney	Greene	L'Hommedieu	Stevens, W. C.
Ballantine	Crawford	Groat	McTernan	Stewart
Bennett	Curtis	Guenther	Miller	Stranahan
Blanchfield	Davis	Guibord	Mitchell	Thompson
Blumenthal	Decker	Haffner	Monaghan	Tompkins
Boyce	Dempsey	Harwood	Mott	Townsend
Bradford	de Peyster	Henderson	O'Connor, J. J.	Treadway
Brady	Deyo	Johnson, H. C.	O'Connor, J. K.	Van Vranken
Bridges	Dickinson	Johnson, I. S.	Pealer	Webster
Burns, W. B.	Dinkelspiel	Kerrigan	Sage	Weed
Byrne	Duffy	Kill	Saunders	Whipple
Byrnes	Everett	Kimball	Selleck	Wissig
Clarke	Fish			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 230) entitled "An act to amend an act entitled 'An act to authorize the treasurer of Kings county to redeem certain outstanding certificates of indebtedness issued by said county in the year 1873'" (Rec. No. 91), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	McTernan	Stevens, J. H.
Acker	Coons	Hitt	Menninger	Stevens, N.
Andrus	Cornell	Hoag	Miller	Stevens, W. C.
Ballantine	Courtney	Huson	Mitchell	Stewart
Barton	Crawford	Johnson, H. C.	Monaghan	Stranahan
Bennett	Currier	Johnson, I. S.	Mott	Sulzer
Blanchfield	Davis	Jones	O'Connor, J. J.	Tompkins
Blumenthal	Decker	Kill	O'Connor, J. K.	Thompson
Boyce	Dempsey	Kimball	Pealer	Towne
Bradford	Dinkelspiel	King	Peck	Townsend
Bridges	Duffy	Kurth	Riley	Treadway
Burns, J. I.	Fish	Lane, O. F.	Sage	Van Vranken
Burns, W. B.	Fitts	Le Roy	Saunders	Weed
Byrne	Gardenier	Lewis, B. B.	Schaaff	Whipple
Byrnes	Greene	L'Hommedieu	Selleck	White
Clarke	Groat	McBride	Sohmer	Wissig
Connelly	Haffner			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 240) entitled "An act to amend chapter 122 of the Laws of 1883, entitled 'An act to provide for voting by ballot at town meetings on propositions to raise money by tax,' as amended by chapter 82 of the Laws of 1885" (Rec. No. 109), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Guenther	Miller	Selleck
Adams	Cornell	Guibord	Mitchell	Shields
Andrus	Courtney	Henderson	Monaghan	Sohmer
Ballantine	Crawford	Hitt	Mott	Stevens, N.
Barton	Currier	Johnson, A.	Nolan	Stevens, W. C.
Bennett	Davis	Johnson, H. C.	O'Connor, J. J.	Stewart
Blanchfield	Decker	Johnson, I. S.	O'Connor, J. K.	Stranahan
Blumenthal	Dempsey	Jones	Pealer	Sullivan
Boyce	de Peyster	Kill	Pearsall	Thompson
Bradford	Deyo	Kimball	Peck	Tompkins
Brady	Dickinson	Lane, O. F.	Pierson	Townsend
Burns, J. I.	Dinkelspiel	Le Roy	Rhodes	Treadway
Byrne	Everett	Lewis, B. B.	Riley	Van Vranken

Byrnes	Fitts	L'Hommedieu	Sage	Weed
Clarke	Greene	McTernan	Saunders	White
Connelly	Groat	Menninger	Schaaff	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 366) entitled "An act to authorize the extension of the term of existence of the Hempstead Gas-light Company, and to legalize its acts" (Rec. No. 131), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Groat	Lewis, B. B.	Schaaff
Adams	Crawford	Guenther	L'Hommedieu	Selleck
Andrus	Curtis	Guibord	Martin	Sheffer
Barton	Davis	Harwood	McTernan	Shields
Bennett	Decker	Henderson	Menninger	Stevens, J. H.
Blanchfield	Dempsey	Hitt	Miller	Stevens, N.
Blumenthal	de Peyster	Johnson, A.	Monaghan	Stevens, W. C.
Boyce	Deyo	Johnson, H. C.	Mott	Stewart
Bradford	Dickinson	Johnson, I. S.	Nolan	Stranahan
Brady	Dinkelspiel	Jones	O'Connor, J. K.	Thompson
Bridges	Everett	Kelly	Pealer	Townsend
Burns, J. I.	Fish	Kill	Pearsall	Treadway
Byrne	Fitts	Kimball	Peck	Whipple
Clarke	Gardenier	Kurth	Riley	White
Connelly	Gibbs	Lane, H. J.	Sage	Wissig
Cornell	Greene	Lane, O. F.	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend section 6 of chapter 212 of the Laws of 1821, entitled 'An act to incorporate a fire company in the town of Flatbush, county of Kings, as amended by chapter 152 of the Laws of 1887'" (Rec. No. 127), having been annouced for a third reading,

On motion of Mr. Kurth, the same was laid upon the table.

On motion of Mr. Fish, and by unanimous consent, the session, this evening, was extended to 10.30 o'clock.

The Senate bill (No. 231) entitled "An act to settle certain accounts, and to authorize certain deficiencies to be raised by taxes in the county of Kings" (Rec. No. 89), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Menninger	Sage
Acker	Crawford	Johnson, A.	Miller	Saunders
Adams	Currier	Johnson, H.C.	Mitchell	Schaaff
Andrus	Curtis	Johnson, I. S.	Monaghan	Sheffer
Barton	Davis	Jones	Mott	Shields
Bennett	Decker	Kelly	Nolan	Stevens, J. H.
Blanchfield	Dempsey	Kill	O'Connor, J.J.	Stevens, N.
Boyce	Deyo	Kimball	O'Connor, J.K.	Stranahan
Bradford	Dinkelspiel	Lane, H. J.	O'Hare	Thompson
Brady	Duffy	Le Roy	Pealer	Townsend
Bridges	Fitts	Lewis, B. B.	Pearsall	Treadway
Bush, G. H.	Gardenier	L'Hommedieu	Peck	Weed
Byrne	Gibbs	Martin	Pierson	Whipple
Connelly	Greene	McBride	Rhodes	White
Coons	Groat	McTernan	Riley	Wissig
Cornell	Guibord			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 246) entitled "An act relating to accounts of overseers of the poor, and the action to be taken upon such accounts by the boards of town auditors in the various towns of the State" (Rec. No. 102), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	Miller	Sage
Acker	Cornell	Harwood	Mitchell	Saunders
Adams	Courtney	Henderson	Monaghan	Selleck
Andrus	Crawford	Johnson, A.	Mott	Sheffer
Barton	Davis	Johnson, I. S.	Mullaney	Shields
Bennett	Decker	Jones	Nixon	Sohmer
Blanchfield	Dempsey	Kill	Nolan	Stevens, N.
Blumenthal	Deyo	Kimball	O'Connor, J.J.	Stranahan
Boyce	Dinkelspiel	Lane, H. J.	O'Connor, J.K.	Sullivan
Bradford	Duffy	Lane, O. F.	O'Hare	Sulzer
Brady	Everett	Le Roy	Page	Thompson
Bridges	Fish	Lewis, B. B.	Pealer	Townsend
Burns, J. I.	Fitts	L'Hommedieu	Pearsall	Van Vranken
Byrne	Groat	McBride	Peck	Weed
Byrnes	Guenther	McTernan	Rhodes	Whipple
Connelly	Guibord	Menninger	Rice	White

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act in relation to stock corporations constituting chapter 38 of the general laws," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 2, and insert in lieu thereof the following:

"§ 2. MAY BORROW MONEY AND MORTGAGE PROPERTY.—In addition to the powers conferred by the general corporation law, every stock corporation shall have power to borrow money or contract debts, when necessary for the transaction of its business, or for the exercise of its corporate rights, privileges or franchises, or for any other lawful purpose of its incorporation; and may issue and dispose of its obligations for any amount so borrowed, and may mortgage its property and franchises to secure the payment of such obligations or of any debt contracted for the purposes herein specified; and the amount of the obligations issued and outstanding at any one time secured by such mortgages, excepting mortgages given as a consideration for the purchase of real estate, and mortgages authorized by contracts made prior to the time when this act shall take effect, shall not exceed the amount of its paid up capital stock, or an amount equal to two-thirds of the value of its corporate property at the time of issuing the obligations secured by such mortgages, in case such two-thirds value shall be more than the amount of such paid up capital stock. No such mortgages excepting purchase-money mortgages shall be issued without the written consent, duly acknowledged, of the stockholders owning at least two-thirds of the stock of the corporation, and such consent shall be filed and recorded in the office of the clerk or register of the county where it has its principal place of business. When authorized by such consent the directors, under such regulations as they may adopt, may confer on the holder of any debt or obligation secured by such mortgage the right to convert the principal thereof, after two and not more than twelve years from the date of the mortgage, into stock of the corporation; and if the capital stock shall not be sufficient to meet the conversion when made, the stockholders shall, in the manner herein provided, authorize an increase of capital stock sufficient for that purpose.

Section 4, strike out the following last words: "two-thirds of the value of the corporate property," and insert in lieu thereof the words "the amount which a corporation is authorized by the provisions of this article to issue."

Strike out section 7 and insert the following:

"§ 7. COMBINATIONS PROHIBITED.—No stock corporation shall combine with any other corporation for the prevention of competition."

Strike out section 24 and insert the following:

"§ 24. LIABILITY OF DIRECTORS FOR UNAUTHORIZED DEBTS AND OVER-ISSUE OF BONDS.—No stock corporation shall create any debt not secured by mortgage in excess of the amount of its paid up capital stock, and the directors creating, or consenting to the creation of any such debt, shall be personally liable therefor to the creditors of the corporation, If bonds or other obligations of the corporation, secured by mort-

gage, are issued in excess of the amount authorized by law, or in violation of law, the directors voting for such over-issue, or unlawful issue, shall be personally liable to the holders of the bonds or other obligations illegally issued for the amount held by them, and to all persons sustaining damage by such illegal issues for any damage caused thereby."

Strike out section 26 and insert in lieu thereof the following :

"§ 26. TRANSFERS OF STOCK BY STOCKHOLDER INDEBTED TO CORPORATION.— If a stockholder shall be indebted to the corporation, the directors may refuse to consent to a transfer of his stock until such indebtedness is paid, provided a copy of this section is written or printed upon the certificate of stock."

Strike out section 29 and insert the following:

"§ 29. BOOKS TO BE KEPT.— The directors of every stock corporation shall keep at its principal office or place of business correct books of account of all its business and transactions; and shall cause its treasurer or secretary to keep a book containing the names, alphabetically arranged, of all persons who are, or within six years have been, stockholders of the corporation, showing their places of residence, the number of shares of stock held by them respectively, the time when they respectively became the owners thereof, and the amount actually paid thereon; which books shall daily, during business hours, be open for the inspection of stockholders and creditors of the corporation and their personal representatives at such principal business office; and every such stockholder, creditor or representative may make extracts from such books; and no transfer of stock shall be valid as against the corporation, its stockholders and creditors for any purpose, except to render the transferee liable for the debts of the corporation according to the provisions of this chapter, until it shall have been entered in such book as required by this section, by an entry showing from and to whom transferred. Such latter book shall be presumptive evidence of the facts therein so stated in favor of the plaintiff, in any action or proceeding against such corporation or any of its officers, directors or stockholders. Every corporation that shall neglect or refuse to keep or cause to be kept such books, or to keep them open for inspection as herein required, shall forfeit to the people the sum of fifty dollars for every day it shall so neglect or refuse. If any officer or agent of any such corporation shall neglect or refuse to make any proper entry in such book or books, or shall neglect or refuse to exhibit the same, or allow them to be inspected and extracts taken therefrom, as provided in this section, the corporation and such officer and agent shall forfeit and pay to the party injured a penalty of fifty dollars for every such neglect or refusal, and all damages resulting to him therefrom."

Strike out section 30 and insert the following:

"§ 30. ANNUAL REPORT.— Every stock corporation, except railroad corporations, shall annually, within twenty days after the first day of January, or, if doing business without the United States, within twenty days after the first day of April, make a report as of the first day of January, which shall state the amount of capital stock and the proportion actually paid in, the amount, and in general terms the nature of its existing assets and debts, and of its receipts and expenditures

during the year, the names of its then stockholders, and the dividends, if any, declared since its last report; which report shall be signed by the president and a majority of its directors, and verified by the oath of the president and treasurer, and filed in the office of the Secretary of State and in the office of the county clerk of the county where its principal business office may be located. If such report is not so made and filed, all the directors of the corporation shall, jointly and severally, be personally liable for all the debts of the corporation then existing, and for all contracted before such report shall be made. No director shall be liable for the failure to make and file such report, if he shall file with the Secretary of State, within thirty days after the first day of January, or the first day of April, as the case may be, a verified certificate, stating that he has endeavored to have such report made and filed, but that the officers or a majority of the directors have refused and neglected to make and file the same, and shall append to such certificate a report containing the items required to be stated in such annual report, so far as they are within his knowledge or are obtainable from sources of information open to him, and verified by him to be true to the best of his knowledge, information and belief."

Strike out section 42 and insert the following:

"§ 42. EXCEPTIONS.—No corporation shall issue either stock or bonds except for money, labor done, or property actually received for the use and lawful purposes of such corporation, at its fair value, and all stock issued in violation of the provisions of this section shall be void."

Strike out section 49 and insert the following :

"§ 49. STOCKHOLDERS MAY PAY PROPORTIONAL SHARE OF DEFAULTED BONDS PENDING FORECLOSURE.—Whenever default shall be made by any corporation in the payment of principal or interest, or of any of its bonds secured by a mortgage or deed of trust of its property, any stockholder may at any time during the pendency of the foreclosure of such mortgage or deed of trust, and before the sale thereunder, pay to the mortgagees or grantees in such mortgage or deed, for the use and benefit of the holders of such bonds, a sum equal to such proportion of the amount due and secured to be paid by such mortgage or deed as his stock in such corporation shall bear to its whole capital stock, and, on making such payment, he shall, to the extent thereof, become and be interested in such mortgage or deed, and protected thereby."

Strike out section 71 and insert the following :

"§ 71. SAVING CLAUSE.—The repeal of a law, or any part of it, specified in the annexed schedule, shall not affect or impair any act done or right accruing, accrued or acquired, or liability, penalty, forfeiture or punishment incurred prior to May 1, 1891, under or by virtue of any law so repealed, but the same may be asserted, enforced, prosecuted or inflicted as fully and to the same extent as if such law had not been repealed ; and all actions and proceedings, civil or criminal, commenced under or by virtue of the laws so repealed and pending on April 30, 1891, may be prosecuted and defended to final effect in the same manner as they might under the laws then existing, unless it shall be otherwise specially provided by law."

Strike out section 72 and insert the following :

"§ 72. CONSTRUCTION.—The provisions of this chapter, so far as they are substantially the same as those of laws existing on April 30, 1891, shall be construed as a continuation of such laws, modified or amended according to the language employed in this chapter, and not as new enactments ; and references in laws not repealed to provisions of laws incorporated into this chapter and repealed shall be construed as applying to the provisions so incorporated, and nothing in this act shall be construed to amend or repeal any provision of the criminal or penal code, or to impair any right or liability which any existing corporations, its officers, directors, stockholders or creditors may have or be subject to by virtue of any special act of the Legislature creating such corporation, or creating or defining any such right or liability."

Section 73, strike out the word "January" and insert the word "May."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Miller	Stevens, J. H.
Acker	Coons	Guibord	Mitchell	Stevens, N.
Adams	Cornell	Haffner	Monaghan	Stewart
Barton	Courtney	Harwood	Mott	Stranahan
Bennett	Crawford	Henderson	O'Connor, J. J.	Sulzer
Blanchfield	Currier	Johnson, H. C.	O'Connor, J. K.	Thompson
Blumenthal	Curtis	Jones	O'Hare	Tompkins
Boyce	Davis	Kill	Peck	Townsend
Bradford	Decker	Kimball	Pierson	Treadway
Brady	Deyo	Kurth	Rice	Van Vranken
Bridges	Dickinson	Lane, H. J.	Saunders	Webster
Burns, J. I.	Dinkelspiel	Lane, O. F.	Schaaff	Weed
Bush, G. H.	Everett	Le Roy	Selleck	Whipple
Byrne	Fitts	L'Hommedieu	Sheffer	White
Clarke	Greene	McBride	Sohmer	Speaker
Connelly	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act in relation to corporations constituting chapter 35 of the general laws" (No. 983), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference in all cases to engrossed bill.)

Section 10, lines 2 and 3, strike out the words "and is not authorized by law to purchase other real estate."

Section 11, line 3, strike out the words "in such States or counties with the consent thereof."

Same section, line 4, after the word "property" insert the words "therein and such personal property."

Same section, line 5, strike out the word "therein."

Section 14, lines 1 and 2, strike out the words "not expressly incorporated for banking purposes" and insert the words "which is not a moneyed corporation."

Section 24, line 4, strike out the word "January" and insert the word "May."

Same section, line 9, strike out the words "December thirty-one" and insert the words "April thirty."

Same section, line 10, after the word "ninety" insert the word "one."

Section 25, lines 2 and 3, strike out the words "December thirty-one" and insert the words "April thirty."

Same section, same line, after the word "ninety" insert the word "one."

Section 26, line 2, strike out the word "January" and insert the word "May."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Martin	Stevens, J. H.
Acker	Cornell	Guibord	McBride	Stevens, N.
Adams	Courtney	Haffner	McTernan	Stevens, W. C.
Andrus	Crawford	Harwood	Mott	Stranahan
Barton	Currier	Henderson	Nolan	Sulzer
Bennett	Curtis	Hoag	O'Connor, J. J.	Tompkins
Blanchfield	Davis	Johnson, A.	O'Connor, J. K.	Towne
Blumenthal	Decker	Johnson, H. C.	O'Hare	Townsend
Boyce	Dempsey	Johnson, I. S.	Peck	Van Vranken
Bradford	Deyo	Jones	Pierson	Webster
Brady	Dickinson	Kurth	Rhodes	Weed
Bridges	Dinkelspiel	Lane, H. J.	Sage	Whipple
Burns, J. I.	Duffy	Lane, O. F.	Saunders	White
Byrne	Everett	Le Roy	Sheehan	Wissig
Clarke	Fitts	Lewis, B. B.	Shields	Speaker
Connelly	Groat	L'Hommedieu	Sohmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the Senate bill (No. 573) entitled "An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (Rec. No. 423), with a message that they do non-concur in the amendments of the Assembly thereto, that they have appointed a committee of conference thereon, consisting of Messrs.

Fassett, Sloan and Brown, and request the appointment of a like committee on the part of the Assembly.

Mr. Stranahan moved that a like committee be appointed on the part of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Stranahan, Gibbs, Stewart, Haffner and Nolan.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

The Senate returned the bill entitled "An act to enable the city of Albany to procure additional land for park purposes, and to repeal chapter 476 of the Laws of 1886, entitled 'An act authorizing the board of commissioners of the Washington park of the city of Albany to acquire real estate on the west side of South Pearl street in the city of Albany for the purpose of a public park, and a roadway in connection therewith,'" (No. 1037), with a message that they have concurred in the passage of the same, with the following amendments:

Add to section 3 the following:

"Wherever an assessment shall have been made and be now unpaid, or a sale shall have been had, and the premises shall not have been redeemed therefrom, affecting any of the land to be taken under the provisions of this act, and such assessment shall have been made or sale shall have been had under or pursuant to any of the following laws of the common council of the city of Albany, viz.: Excavating, filling and laying sidewalks, south side Morton street, between Elizabeth and Dove streets; law passed by common council December 5, 1870. Excavating, filling and forming Park avenue, from Delaware avenue to east of Dove street, and Dove street from Park avenue to Myrtle avenue; law passed by common council September 26, 1870. Laying drain in Warren alley, from drain in Warren street to 135 feet south; law passed by common council April, 1871; confirmed July, 1871. Excavating, filling and forming Delaware avenue, from Madison avenue to 500 feet south of Morton street; law passed by common council September 16, 1872. Laying sidewalks on Morton street, south side, between Elizabeth and Dove streets; law of September 16, 1872. Laying drain in Park avenue, from Dove street to Delaware avenue; confirmed September 15, 1873. Laying drain in Dove street, from Park avenue to a point 159½ feet north; confirmed February 16, 1874. Excavating, filling, forming and paving Myrtle avenue, between High and Hawk streets; law passed by common council June 9, 1873. Laying drain in Philip street, from Warren street to alley 100 feet north of Morton street; law passed common council April 23, 1874. Laying drain in Johnson alley, from High street to Beaver creek west of Hawk street; law passed by common council September 7, 1874. Excavating, filling, forming and paving Johnson alley, from Grand to Philip street; law passed by common council October 19, 1874. Excavating, filling, forming and paving Johnson alley, from Philip to Eagle street; law passed by the common council October 19, 1874. Laying plank walk in Park avenue, from High street to the bridge over Beaver creek; confirmed November 5, 1874. Laying drain

in Elizabeth street, from Warren street to Warren alley; law passed by common council July 9, 1875. Morton street, repairs, between Hawk and Swan streets, north side; confirmed December 23, 1876. Excavating, filling and forming Swan street, from Elm street to Morton street; law passed by common council June 15, 1874. Laying drain in Charles street, from ninety feet west of Philip street to Philip street; law passed by common council October 20, 1879. Excavating, filling and forming Myrtle avenue, from Dove street to Delaware avenue; law passed by common council October 20, 1879. Laying drain in Myrtle avenue, from Dove street to Delaware avenue; law passed by common council December 6, 1880. Excavating, filling and forming Park avenue, from Delaware avenue to Swan street; law passed by the common council October 4, 1875. Laying drain in Park avenue, between Swan and Dove streets; law passed November 24, 1879. Laying plank walk in Prospect place, between Philip and Eagle streets; law passed by common council August 30, 1880; Laying plank walk in Swan street, from Providence street to Hall avenue; law passed by common council April 14, 1879. Laying drain in Warren street, from alley east of Swan street to Beaver creek; law passed by common council June 7, 1880. Laying drain in Dove street, between Myrtle avenue and Irving street; law passed by common council December 18, 1882. Morton street, repairs between Hawk and Swan streets; confirmed October 18, 1881; Warren street opening; confirmed March 19, 1888. Laying drain in Delaware avenue, from Madison to Myrtle avenue; law passed by the common council June 19, 1885. Laying drain in Myrtle avenue, from Dove street to a point sixty-six feet east of Dove street; law passed by common council August 3, 1885. Morton street, repairs, between Hawk and Swan streets; confirmed January 3, 1887. Filling vacant lots in blocks bounded by Warren, Hawk, Swan streets, Park and Myrtle avenues; law passed by common council November 17, 1884. Filling vacant lots in block bounded by Warren, Eagle, Hawk and Providence streets; law passed by common council September 15, 1884. Paving, etc., Philip and Warren streets; law passed by common council April 1, 1889, and June, 3, 1889. Repairing, extending and completing the Beaver creek sewer from west line of Grand street to the sewer near the intersection of Lark street and Myrtle avenue; law passed by common council May 17, 1887; there shall be paid to the city of Albany or the purchaser as the case may be out of the purchase price of any piece of property taken for the park the amount of such assessment with interest as prescribed by the act of the Legislature, under which it was imposed or the price for which such land was sold with like interest, and all assessments made and all sales had under the said several laws above mentioned as the same appear in the books and records in the chamberlain's office in the city of Albany, are hereby confirmed and ratified and the same are and each of them is hereby declared to be a lien upon the said several lands upon which said assessments were imposed.

Amend the title so as to read as follows:

After the word "purposes" insert the words "to confirm and provide for the payment of assessments thereon."

Mr. Speaker put the question whether the House would concur in

said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Mullaney	Sohmer
Acker	Courtney	Haffner	Nixon	Stevens, J. H.
Andrus	Crawford	Harwood	Nolan	Stevens, N.
Barton	Currier	Henderson	O'Connor, J. J.	Stevens, W. C.
Bennett	Davis	Johnson, A.	O'Connor, J. K.	Stranahan
Blanchfield	Decker	Johnson, H. C.	O'Hare	Sullivan
Blumenthal	Dempsey	Johnson, I. S.	Page	Sulzer
Boyce	Deyo	Kill	Pearsall	Thompson
Bradford	Dickinson	Kurth	Peck	Tompkins
Brady	Dinkelspiel	Lane, H. J.	Pierson	Townsend
Bridges	Duffy	L'Hommedieu	Rhodes	Treadway
Bush, G. H.	Fish	McBride	Rice	Webster
Byrne	Fitts	McTernan	Riley	Weed
Byrnes	Greene	Miller	Saunders	Whipple
Clarke	Groat	Monaghan	Schaaff	White
Connelly	Guenther	Mott	Shields	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The bill (No. 904) entitled "An act to re-enact and amend section 11 of chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	L'Hommedieu	Sheehan
Acker	Coons	Guibord	McBride	Sheffer
Adams	Cornell	Haffner	Menninger	Shields
Andrus	Courtney	Harwood	Miller	Sohmer
Barton	Currier	Henderson	Mitchell	Stevens, J. H.
Bennett	Davis	Hitt	Mott	Stevens, N.
Blanchfield	Decker	Hoag	O'Connor, J. J.	Stevens, W. C.
Blumenthal	Dempsey	Johnson, A.	O'Connor, J. K.	Sulzer
Boyce	Deyo	Johnson, H. C.	Pealer	Thompson
Bradford	Dickinson	Johnson, I. S.	Peck	Tompkins
Brady	Dinkelspiel	Kelly	Pierson	Townsend
Bridges	Duffy	Kill	Rhodes	Webster

Burns, J. I.	Fish	Kimball	Rice	Weed
Burns, W. B.	Fitts	Lane, H. J.	Riley	Whipple
Byrne	Gretsinger	Le Roy	Sage	White
Clarke	Groat	Lewis, B. B.	Schaaff	Wissig
Connelly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1444) entitled "An act to amend chapter 339 of the Laws of 1884, entitled 'An act to establish a commission of navigation of Chautauqua lake and its outlets, and in relation to navigation on the same, and repeal chapter 391 of the Laws of 1876, entitled 'An act in relation to the inspection and running of steamboats on Chautauqua lake,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Mott	Sohmer
Acker	Crawford	Hitt	Mullaney	Stevens, J. H.
Adams	Currier	Johnson, A.	Nixon	Stevens, N.
Andrus	Davis	Johnson, H.C.	Nolan	Stevens, W.C.
Ballantine	Decker	Johnson, I.S.	O'Connor, J.J.	Sullivan
Bennett	Dempsey	Kerrigan	O'Connor, J.K.	Sulzer
Blanchfield	Deyo	Kimball	O'Hare	Thompson
Bradford	Dinkelenspiel	Lane, H. J.	Pealer	Tompkins
Brady	Duffy	Lewis, B. B.	Peck	Towne
Bridges	Everett	L'Hommedieu	Rice	Townsend
Burns, W. B.	Fish	Martin	Riley	Treadway
Bush, G. H.	Groat	McBride	Saunders	Weed
Byrne	Guenther	McTernan	Schaaff	Whipple
Byrnes	Guibord	Menninger	Sheffer	White
Clarke	Haffner	Miller	Shields	Wissig
Cornell	Harwood	Mitchell		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1256) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Charles B. Bensen, and to make an award thereon," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 67}
{NOES 21}

Those who voted in the affirmative, were

Acker	Coons	Kelly	Nixon	Stevens, J. H.
Andrus	Cornell	Kerrigan	Nolan	Stevens, N.
Ballantine	Courtney	Kill	O'Connor, J. J.	Stewart
Barton	Crawford	Kimball	O'Connor, J. K.	Sullivan
Blanchfield	Curtis	Kurth	O'Hare	Sulzer
Blumenthal	Dempsey	Lane, H. J.	Pealer	Thompson
Boyce	Dinkelspiel	Lewis, B. B.	Rice	Tompkins
Bradford	Duffy	L'Hommedieu	Riley	Towne
Brady	Gretsinger	Martin	Sage	Townsend
Burns, J. I.	Guenther	McBride	Schaaff	Treadway
Byrne	Harwood	McTernan	Sheehan	Weed
Byrnes	Henderson	Menninger	Shields	Whipple
Clarke	Hitt	Monaghan	Sohmer	Wissig
Connelly	Johnson, H. C.			

Those who voted in the negative, were

Bennett	Deyo	Groat	Le Roy	Peck
Bridges	Everett	Guibord	Miller	Pierson
Burns, W. B.	Fish	Johnson, A.	Mitchell	Rhodes
Currier	Gardenier	Johnson, I. S.	Pearsall	Webster
Davis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Clarke gave notice that on some future day he would move to suspend Rules 3, 27, 28 and 49, for the purpose of reading out of its order Senate bill No. 621, entitled "An act to authorize and require an increased elevation of certain bridges over the Harlem river above high water of spring tides, and to provide for all changes in any avenues, streets and railroads that may be necessary by reason of such increased elevation of said bridges, and for other purposes," now on the order of third reading.

Mr. R. S. Johnson gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Assembly bill No. 389, entitled "An act to provide for the clearing of the flow ground covered by the reservoir on the Black river above Forestport in Oneida county, and making an appropriation therefor," now on the order of third reading.

Mr. Townsend gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill No. 103, entitled "An act for the protection of fish in the waters of Jamaica bay, Kings and Queens counties, New York," now on the order of third reading.

By unanimous consent,

Mr. Acker introduced a bill entitled "An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville,' as amended by chapter 374 of the Laws of 1888, and

chapter 125 of the Laws of 1889" (Int. No. 1171), which was read the first time.

On motion of Mr. Acker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on revision.

By unanimous consent,

Mr. N. Stevens introduced a bill entitled "An act in relation to the Groton Cemetery Association" (Int. No. 1172), which was read the first time.

On motion of Mr. Stevens, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on revision.

By unanimous consent,

Mr. Andrus introduced a bill entitled "An act to repeal chapter 84 of the Laws of 1888; entitled 'An act to appoint a commissioner to ascertain who are the payees under certain treaties made by the State, dated respectively February 25, 1789, and July 27, 1795, and to modify said treaties'" (Int. No. 1173), which was read the first time.

On motion of Mr. Andrus, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on revision, and made a special order for May 2, at 10 A. M.

The bill (No. 1260) entitled "An act to require public notice to be given in cases of contracts in behalf of the State expending more than \$1,000, the letting of such contracts to the lowest bidder, and providing as to contracts for less than \$1,000 dollars," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	Menninger	Sheffer
Acker	Cornell	Haffner	Miller	Shields
Andrus	Courtney	Harwood	Mitchell	Stevens, J. H.
Ballantine	Crawford	Henderson	Monaghan	Stevens, N.
Barton	Currier	Johnson, H. C.	Mott	Stranahan
Bennett	Curtis	Johnson, I. S.	Nolan	Sullivan
Boyce	Davis	Jones	O'Connor, J. J.	Sulzer
Bradford	Decker	Kimball	O'Connor, J. K.	Thompson
Brady	Dempsey	Kurth	O'Hare	Townsend
Bridges	Deyo	Lane, H. J.	Page	Treadway
Burns, J. I.	Dinkelspiel	Larmon	Pearsall	Van Vranken
Burns, W. B.	Duffy	Lewis, B. B.	Peck	Webster
Byrne	Everett	L'Hommedieu	Rhodes	Weed
Byrnes	Fitts	Martin	Riley	Whipple
Clarke	Groat	McBride	Sage	White
Connelly	Guenther	McTernan	Schaaff	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 437) entitled "An act to authorize the docketing of judgments and decrees of the Circuit and District Courts of the United States, rendered within this State, in the offices of the clerks of the counties of this State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Harwood	Miller	Sheffer
Acker	Cornell	Henderson	Mitchell	Shields
Adams	Courtney	Hitt	Mott	Sohmer
Andrus	Curtis	Johnson, A.	Mullaney	Stevens, J. H.
Ballantine	Davis	Johnson, I. S.	Nolan	Stevens, N.
Barton	Dempsey	Jones	O'Connor, J. J.	Sullivan
Bennett	Deyo	Kill	O'Connor, J. K.	Sulzer
Blumenthal	Dinkelspiel	Kurth	O'Hare	Thompson
Boyce	Everett	Lane, H. J.	Pearsall	Townsend
Bradford	Fitts	Le Roy	Peck	Treadway
Brady	Gardenier	Lewis, B. B.	Rhodes	Van Vranken
Bridges	Gretsingier	L'Hommedieu	Riley	Weed
Burns, J. I.	Groat	Martin	Sage	Whipple
Burns, W. B.	Guenther	McBride	Schaaff	White
Byrne	Guibord	McTernan	Sheehan	Wissig
Clarke	Haffner	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kill gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill 160, entitled "An act to amend chapter 106, Laws of 1886, entitled 'An act to incorporate the Lockport Water Supply Company,'" now on the order of third reading.

Mr. Martin gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order Assembly bill No. 1427, entitled "An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license fees for the years 1887 and 1888," now on the order of third reading.

The hour of 10.30 o'clock having arrived, the House adjourned.

FRIDAY, MAY 2, 1890.

The House met pursuant to adjournment.

Prayer by Rev. William H. Tracey.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

MR. SPEAKER.—Gentlemen of the Assembly, you are well aware that during a long public life my personal integrity and my official integrity has never been impeached or impugned. I always hold myself subject to legitimate political or newspaper criticism, but I will not tamely submit to insult and injury. There has been handed to me this morning a paper called the "Brooklyn Citizen," containing an article written by a correspondent, I judge, whose name is said to be T. F. Reilly. I propose to read what T. F. Reilly said in this paper in reference to the Chair. I denounce it infamous, a libel and a lie. When the bill to which he alludes was under consideration yesterday, the Chair did not know what the subject-matter was; and the members of this House will bear me witness that I have been fair and impartial upon every question that has been submitted by any member, be he a Republican or a Democrat. To this infamous charge I will not submit. It seems that this bill was a bill in reference to the improvement of Second avenue. The paper says: "A subsequent motion that the vote by which it was recommitted be reconsidered, and the motion be laid on the table was beaten, thus disposing of the bill for this session. Speaker Husted gleefully announced that the bill was 'lost.' He felt much like Joe Atkinson after performing a successful and expeditious hanging. In justice to Husted, it must be said that he is a manipulator of the first order. Atkinson never did a cleaner job than Husted did this morning. His share of the boodle will be commensurate with his labor."

What is the pleasure of the House?

MR. KURTH.—That was a measure, sir, upon which I made a motion to recommit, and I acknowledge the right of newspapers to honestly and fairly criticise the actions of members of this House; but I do not believe that it is right that a paper should characterize the actions of a member of this House, especially that of the Speaker, in the manner in which this paper has done. It is unfair; it is unjust; it is more than that, it is dishonest; and I, therefore, move that Mr. Reilly be brought before the bar of this House for contempt.

MR. FISH.—Mr. Speaker, I heartily second the motion of the gentleman from Kings (Mr. Kurth). I think it is high time that this House should assert its own dignity, and protect its members. When the high office of Speaker is lowered into the dust, as it is by such a statement as that, it is time that the House should assert itself, and bring before the bar of the House the man that makes such a statement.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kurth, and it was unanimously adopted.

MR. O'HARE.—Mr. Speaker, I was an innocent participant yesterday, and beg to certify, although I was the gentleman laid out, that the Chair acted with entire fairness and impartiality. My motion was to

reconsider in the interest of the gentleman who had charge of the bill. What I did was in a spirit of fairness.

Mr. SPEAKER.—The Chair did not know what the bill was.

Mr. O'HARE.—I am quite sure that the Chair did not know what the bill was.

The SERGEANT-AT-ARMS.—Mr. Speaker, Mr. Reilly.

Mr. SPEAKER.—Mr. Reilly, are you the correspondent of the "Brooklyn Citizen?"

Mr. REILLY.—I am.

Mr. SPEAKER.—Did you write the article which appears in this paper, the "Brooklyn Citizen," by way of correspondence, which says: "A subsequent motion that the vote by which it was recommitted be reconsidered, and the motion be laid on the table was beaten, thus disposing of the bill for this session. Speaker Husted gleefully announced that the bill was 'lost.' He felt much like Joe Atkinson after performing a successful and expeditious hanging. In justice to Husted it must be said that he is a manipulator of the first order. Atkinson never did a cleaner job than Husted did this morning. His share of the boodle will be commensurate with his labor." Did you write that?

Mr. REILLY.—I desire to say, before answering that question, that I would like to consult counsel.

Mr. SPEAKER.—You are declared in contempt.

Mr. REILLY.—I would like to consult counsel.

Mr. SPEAKER.—You have been brought here in contempt of the House, and it is not necessary that you should consult counsel to answer the question as to whether you wrote this article.

Mr. REILLY.—I wrote something of that kind; I can not say that that was exactly what I wrote; I have written many things that have been printed, and other things that I have written have not been printed as I wrote them.

Mr. SPEAKER.—The House wishes to know if you wrote those words.

Mr. REILLY.—I decline to answer.

Mr. GIBBS.—Mr. Speaker, I move that he be expelled.

Mr. CURTIS.—Mr. Speaker, allow me to say that if we enter upon this work, and we carry it through as is thought best by some, we shall have no opportunity to pass laws to-day. There are other papers in the State, having large circulations, that are saying things which are as derogatory to this House as has been read from the chair this morning. The "Tribune" which I have read, the "World" which I have read, and other papers which my attention has been called to, speak in as disrespectful terms of the gentlemen composing this House as the language which has been read from the chair, and while I am not here asking the defense of anybody of my character as an individual, it is in my keeping, and I defy the statement in any form or manner. I defy any living man, woman or child to appear and bring before this House anything which will reflect upon my character as an honorable man, and as a representative upon this floor, and I have no doubt it is true of many others; and if we are to enter upon this scene and this act, it is but just and fair that it be continued. If newspapers can afford to impugn men, as they impugn them here, attack them, as they attack them here, lie, infamously lie, repeat

again and again these absurd and most wicked charges against reputable gentlemen — I say, if they can afford it I can afford it. I will go with my associates as far as they wish to go ; but, I say, if we are to enter upon this, we should be fair and just, and it should be followed by each and every one of these men who are making these statements, not alone against one man, not alone against the Speaker, but it is against a great body of men. There were eight men in addition to those seventy-five who voted for the bill to abolish capital punishment yesterday, that declared that they desired to vote for the measure, and three, who were recorded in the negative, who said that they would vote for it if their votes were necessary to make it sixty-five. There we have eighty-odd men impugned by three of the largest, and perhaps many other papers in this State, as having been moved to the performance of an act by money in voting for a bill furnished by a large corporation in this State. I know nothing of the truth of a single charge ; but it has been made, and upon this House, upon the Speaker and members, and I submit that the whole question should be treated in its entirety, or else passed by in scorn and contempt.

Mr. FISH.—I do not think that this is an occasion which we can allow to pass by, I think the motion which has been made to expel this correspondent should be passed by the House. It is not well for us and we have not time either to take up charges that have been made against each individual of the House, but when an attack of this character is made upon the Speaker representing men of this House, I say it is due to him, due to the House, and it is due to ourselves that we should expel the correspondent, who is guilty of such an infamous contempt. As far as I am personally concerned, I care not for the attacks made upon me. Last night a paper in this city, which was a blackmailing scheme, devoted a whole column to me. But, when an attack of this character is deliberately made upon the Speaker of this House, I say it is time that the House should assert its dignity and expel the correspondent.

Mr. DE PEYSTER.—An attack made upon the Speaker is an attack upon every member here. We may pass over those attacks, but the moment the Chair requests the House to act in respect to any one present, it is the duty of the House to take charge of it and carry it through to the extreme measure, I am sorry that I can not agree with the gentleman from St. Lawrence (Mr. Curtis), I hope this matter will be carried through and not postponed.

Mr. SHEEHAN.—I can not find language sufficiently strong to condemn the language used in the "Citizen" of yesterday by the correspondent, Mr. Reilly, with reference to the Speaker of this body; but, at the same time, we ought not act too hastily. I did not know who Mr. Reilly was until he was brought in here in the custody of the Sergeant-at-Arms. This, I understand, is his first year, I believe he should be given some time for reflection. The statement that has been made, in my judgment, and in the judgment of every man, is false with reference to the Speaker of this House. I think the young correspondent should be given time to reflect, say half an hour, and then come again before this body and say whether he is or is not willing to withdraw the words he used yesterday, and if he does not, then I think some action should be taken by the House, but I think we ought

to give the young gentleman ample opportunity for the purpose of making up his mind as to what to do.

MR. SPEAKER.—This charge was base, unfounded and cruel. It was specific. It stated absolutely that the Chair was to receive money for his official acts yesterday in regard to that bill. A no more infamous charge could be made. Now, if this young gentleman, in the presence of this House, will here and now state that he had no warrant for making such a charge, and that he sincerely regrets his action, the Chair will join with the House in extending to him the hand of forgiveness.

MR. REILLY.—Mr. Speaker, I want to say what I did write I wrote it hurriedly, certainly, and the words printed in our paper I am not prepared to say now that I wrote them just as they appeared; however, acting upon the assumption that I did, I am willing to retract, in view of the fact that I have no specific knowledge now, and further I do not believe such is the case.

MR. SPEAKER.—You had no foundation to believe that the Chair received money?

MR. REILLY.—No.

MR. GIBBS.—I withdraw my motion.

MR. SPEAKER.—The Chair makes this suggestion: The Chair has always been a friend of young men. The young men of this Assembly have always had the special consideration of the Chair, because the older members can take care of themselves. The Chair never before had such a charge made against him, and he trusts that the young gentleman in the future will not impugn the motives or honest action of any man. The motion has been withdrawn, and the gentleman is excused and purged of his contempt.

The Senate sent for concurrence the following entitled bills:

“An act to release the right, title and interest of the people of the State of New York to land lying in the Hunter Fly road within the Twenty-sixth ward of the city of Brooklyn, formerly town of New Lots, Kings county, to the city of Brooklyn” (Rec. No. 430), which was read the first time and referred to the committee on affairs of cities.

“An act to repeal section 4 of chapter 184 of the Laws of 1853, entitled ‘An act relative to the incorporation of colleges and academies’” (Rec. No. 431), which was read the first time.

On motion of Mr. Fish, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

“An act in relation to canvassing ballots at public elections, obtaining a judicial decision as to the validity of certain kinds of ballots, and making an appropriation therefor” (Rec. No. 432), which was read the first time and referred to the committee on the judiciary.

“An act supplemental to chapter 40 of the Laws of 1848, entitled ‘An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,’ and the amendments thereof and supplementary thereto” (Rec. No. 433), which was read the first time and referred to the committee on general laws.

“An act to amend chapter 205 of the Laws of 1883, entitled ‘An act to abolish the office of Canal Appraisers and the State Board of Audit, and to establish a board of claims and define its powers and duties,’ as amended by chapter 60 of the Laws of 1884, and as

amended by chapter 365 of the Laws of 1888, and as amended by chapter 68 of the Laws of 1889" (Rec. No. 434), which was read the first time.

On motion of Mr. Hitt, and by unanimous consent, the rules were suspended and said bill ordered to a third reading, and committed to the committee on the judiciary, with power to report, at any time, retaining its place on the order of third reading.

The Senate returned the bill entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to annual estimates of appropriations for certain institutions" (No. 1080), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference to engrossed bill.)

Page 1, line 20, after the word "Brooklyn" add the words "as amended by chapter 360 of the Laws of 1889," and after the word "hereby" add the word "further."

Page 3, line 5, after the word "officers" strike out the word "by" and insert in lieu thereof the word "of."

Amend the title by adding after the word "Brooklyn," in line 9, the words "as amended by chapter 360 of the Laws of 1889."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Mitchell	Stevens, N.
Acker	Coons	Harwood	Monaghan	Stevens, W. C.
Adams	Cornell	Hitt	Mott	Stewart
Andrus	Courtney	Hoag	Nixon	Stranahan
Ballantine	Currier	Huson	O'Connor, J. J.	Thompson
Bennett	Curtis	Johnson, A.	O'Connor, J. K.	Tompkins
Blumenthal	Davis	Johnson, I. S.	O'Hare	Towne
Boyce	Decker	Jones	Page	Townsend
Bradford	Dempsey	Kill	Pealer	Treadway
Brady	de Peyster	Kimball	Pearsall	Van Vranken
Bridges	Dickinson	Lane, H. J.	Rice	Weed
Burns, J. I.	Endres	Larmon	Sage	Whipple
Burns, W. B.	Fitts	Le Roy	Selleck	White
Bush, G. H.	Gardenier	Lewis, R. J.	Sheenan	Willis
Byrne	Gretsinger	McBride	Stevens, J. H.	Wissig
Connelly	Guenther	McTernan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend chapter 438 of the Laws of 1862, entitled 'An act to provide for the forma-

tion of societies for the prevention of horse stealing'" (No. 1217), with a message that they have concurred in the passage of the same, with the following amendments:

Section 2, last line, engrossed bill, strike out the word "and" after the word "larceny."

Same section, same line, after the word "burglary" insert the words "and arson."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Lane, O. F.	Pearsall
Acker	Courtney	Groat	Larmon	Rice
Adams	Currier	Guenther	Le Roy	Saunders
Andrus	Curtis	Haffner	Lewis, B. B.	Selleck
Ballantine	Davis	Harwood	Lewis, R. J.	Sheffer
Bennett	Decker	Henderson	McBride	Stevens, J. H.
Blumenthal	Dempsey	Hitt	McTernan	Stevens, N.
Boyce	de Peyster	Huson	Mitchell	Stevens, W. C.
Bradford	Deyo	Johnson, A.	Monaghan	Stewart
Brady	Dinkelspiel	Johnson, I. S.	Mott	Sullivan
Burns, J. I.	Duffy	Jones	Nixon	Treadway
Bush, G. H.	Endres	Kerrigan	O'Connor, J. J.	Webster
Byrne	Everett	Kill	O'Connor, J. K.	Whipple
Connolly	Fitts	Kimball	O'Hare	White
Cooney	Gardenier	Kurth	Page	Wissig
Coons	Gibbs	Lane, H. J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend chapter 210 of the Laws of 1878, entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' and the several acts amendatory thereof" (No. 1216), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 12, engrossed bill, strike out the word "five" and insert the word "ten."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Groat	McBride	Selleck
Acker	Courtney	Guenther	McTernan	Shields
Adams	Currier	Guibord	Menninger	Stevens, N.

Andrus	Curtis	Haffner	Miller	Stevens, W. C.
Ballantine	Davis	Harwood	Mott	Sullivan
Bennett	Decker	Henderson	Mullaney	Thompson
Blumenthal	Dempsey	Johnson, I. S.	Nolan	Tompkins
Bradford	de Peyster	Jones	O'Connor, J. J.	Townsend
Brady	Deyo	Kelly	O'Connor, J. K.	Treadway
Burns, J. I.	Dinkelspiel	Kill	O'Hare	Webster
Burns, W. B.	Duffy	Kimball	Page	Weed
Bush, G. H.	Fish	Kurth	Pearsall	Whipple
Bush, R. P.	Fitts	Larmon	Pierson	White
Connelly	Gardenier	Lewis, R. J.	Rice	Willis
Cooney	Gibbs	L'Hommedieu	Sage	Wissig
Coons	Gretsinger	Martin	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Sulzer, speaking to a question of privilege, stated that the New York World and other newspapers of this State had him recorded as voting in favor of the passage of Mr. Curtis' bill to amend the Penal Code abolishing capital punishment, being Assembly bill No. 1274; that as a matter of fact he did not vote for said bill, and said papers were in error in saying otherwise.

The Clerk referred to the journal of the Assembly, and said Mr. Sulzer was correct, and was not recorded as having voted in favor of the bill.

The privileges of the floor were extended to Hons. E. B. Osmer and John Raines.

Mr. Speaker announced the special order of the day, being the bill (Int. No. 1173) entitled "An act to repeal chapter 84 of the Laws of 1888, entitled 'An act to appoint a commissioner to ascertain who are the payees under certain treaties made by this State dated respectively February 25, 1789, and July 27, 1795, and to modify said treaties.'"

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	Mase	Sheehan
Acker	Cornell	Haffner	McTernan	Shields
Adams	Courtney	Henderson	Menninger	Stevens, J. H.
Andrus	Currier	Hitt	Miller	Stevens, N.
Ballantine	Curtis	Huson	Mitchell	Stevens, W. C.
Barton	Davis	Johnson, A.	Monaghan	Sulzer
Bennett	Decker	Johnson, I. S.	Mott	Thompson
Blumenthal	de Peyster	Jones	O'Connor, J. J.	Tompkins
Boyce	Deyo	Kerrigan	O'Connor, J. K.	Townsend
Bradford	Duffy	Kill	O'Hare	Treadway

Brady	Everett	Kimball	Page	Van Vranken
Burns, J. I.	Fish	King	Pealer	Weed
Bush, G. H.	Fitts	Kurth	Pearsall	White
Byrnes	Gardenier	Le Roy	Riley	Willis
Connolly	Groat	Lewis, R. J.	Schaaff	Wissig
Cooney	Guenther	Martin		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1263) entitled "An act to legalize and confirm bonds heretofore issued by the county of Albany," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Acker	Decker	Jones	Mott	Stevens, J. H.
Adams	Dempsey	Kelly	Mullaney	Stevens, N.
Ballantine	Deyo	Kerrigan	Nolan	Stevens, W. C.
Bennett	Endres	Kill	O'Connor, J. J.	Stewart
Blumenthal	Everett	Kimball	O'Connor, J. K.	Sullivan
Boyce	Fitts	Kurth	Page	Sulzer
Bradford	Gardenier	Lane, O. F.	Pealer	Thompson
Brady	Guenther	Larmon	Pearsall	Townsend
Bridges	Guibord	Le Roy	Peck	Treadway
Burns, J. I.	Haffner	Lewis, B. B.	Pierson	Van Vranken
Bush, G. H.	Henderson	Lewis, R. J.	Riley	Webster
Byrne	Hitt	L'Hommedieu	Sage	Weed
Connolly	Huson	Martin	Saunders	Whipple
Cooney	Johnson, A.	Mase	Selleck	White
Cornell	Johnson, H. C.	McTernan	Sheehan	Willis
Curtis	Johnson, I. S.	Mitchell	Sheffer	Wissig
Davis	Johnson, R. S.	Monaghan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Whipple, and by unanimous consent, the bill (No. 1520) entitled "An act in relation to transportation corporations, excepting railroads, constituting chapter 40 of the general laws," was ordered read the third time.

Said bill having been announced for a third reading,

On motion of Mr. Whipple, and by unanimous consent the same was amended as follows:

Section 161, strike out the word "January" and insert the word "May," and strike out the words "December 31, 1890," and insert the words "April 30, 1891."

Section 162, strike out the words "December 31, 1890," and insert the words "April 30, 1891."

Section 163, strike out the word "March" and insert the word "May."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, A.	Menninger	Stevens, J. H.
Acker	Davis	Johnson, H. C.	Miller	Stevens, N.
Adams	Decker	Johnson, I. S.	Mitchell	Stevens, W. C.
Andrus	de Peyster	Jones	Mott	Stranahan
Ballantine	Deyo	Kelly	O'Connor, J. K.	Sulzer
Bennett	Dinkelspiel	Kerrigan	Page	Thompson
Blanchfield	Everett	Kill	Pealer	Tompkins
Blumenthal	Fitts	Kimball	Peck	Townsend
Brady	Gardenier	Lane, O. F.	Rhodes	Treadway
Bridges	Greene	Lewis, B. B.	Riley	Webster
Bush, G. H.	Gretsinger	Lewis, R. J.	Sage	Weed
Byrne	Groat	L'Hommedieu	Saunders	Whipple
Connelly	Guibord	Martin	Schaaff	White
Cooney	Harwood	Mase	Sheffer	Willis
Coons	Huson	McBride	Shields	Wissig
Cornell				

Those who voted in the negative, were

Endres Mullaney Sullivan

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1462) entitled "An act to secure prompt payment of wages by corporations," having been announced for a third reading,

On motion of Mr. Rice, Senate bill No. 422, entitled "An act to provide for the weekly payment of wages by corporations," was substituted for said bill.

On motion of Mr. Rice, the same was laid upon the table.

The Senate bill (No. 359) entitled "An act for the relief of John Baldwin Hands" (Rec. No. 161), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 62}
{NOES 34}

Those who voted in the affirmative, were

Abbey	Courtney	Groat	Lewis, B. B.	Sheffer
Acker	Davis	Guenther	L'Hommedieu	Shields
Ballantine	Decker	Guibord	Mase	Stevens, N.
Bennett	Dempsey	Harwood	McBride	Stewart

Blanchfield	de Peyster	Johnson, A.	Menninger	Thompson
Bradford	Deyo	Johnson, H. C.	Miller	Tompkins
Bridges	Dickinson	Johnson, I. S.	Nixon	Townsend
Burns, J. I.	Everett	Kill	Pealer	Treadway
Burns, W. B.	Fitts	Kimball	Pearsall	Weed
Christie	Gardenier	Kurth	Rhodes	Whipple
Connelly	Gibbs	Lane, O. F.	Rice	White
Cooney	Greene	Larmon	Schaaff	Willis
Cornell	Gretsinger			

Those who voted in the negative, were

Adams	Endres	McTernan	Peck	Stephen, J. H.
Andrus	Henderson	Monaghan	Riley	Stevens, W. C.
Blumenthal	Hitt	Mullaney	Sage	Stranahan
Byrne	Huson	Nolan	Sawmiller	Sullivan
Byrnes	Kelly	O'Connor, J. J.	Selleck	Sulzer
Dinkelspiel	Kerrigan	O'Connor, J. K.	Sheehan	Van Vranken
Duffy	Le Roy	O'Hare	Sohmer	

Mr. Deyo moved to reconsider the vote by which said bill was lost, and that the same be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1266) entitled "An act to amend chapter 13 of the Laws of 1886, entitled 'An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	Le Roy	Selleck
Acker	Coons	Harwood	Lewis, B. B.	Sheehan
Adams	Courtney	Henderson	L'Hommedieu	Shields
Andrus	Davis	Hitt	Mase	Stevens, J. H.
Ballantine	Décker	Hoag	McBride	Stevens, N.
Barton	Dempsey	Huson	McTernan	Stewart
Bennett	Deyo	Johnson, A.	Menninger	Stranahan
Blanchfield	Dinkelspiel	Johnson, H. C.	Miller	Sullivan
Blumenthal	Duffy	Johnson, R. S.	Mitchell	Sulzer
Bradford	Endres	Jones	Monaghan	Thompson
Bridges	Everett	Kelly	O'Connor, J. J.	Townsend
Burns, J. I.	Fitts	Kill	O'Connor, J. K.	Treadway
Burns, W. B.	Gardenier	King	Pealer	Van Vranken
Bush, G. H.	Greene	Kurth	Rice	Weed
Byrne	Gretsinger	Lane, H. J.	Riley	Whipple
Byrnes	Groat	Lane, O. F.	Sage	Willis
Connelly	Guibord	Larmon		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1403) entitled "An act to authorize the Watervliet Turnpike and Railroad Company to operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy," having been announced for a third reading,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows:

(Reference in all cases to printed bill.)

Section 1, line 5, after the words "City of Troy" strike out the words "at such rate of charge as is fixed by the charter of said Troy and West Troy Bridge Company."

Same section, line 9, at the end thereof add the words "provided, however, that the Watervliet Turnpike and Railroad Company shall pay to the Troy and West Troy Bridge Company, while it shall be the owner of said bridge, at and after the rate of eleven and one-quarter cents for each car which shall pass over said bridge, and shall execute and tender to it a contract to that effect within thirty days after this act shall take effect, but such payment shall not continue to be made, if, or at any time after the city of Troy and the village of West Troy or either of them shall become the owners of said bridge."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Larmon	Peck
Acker	Coons	Guibord	Le Roy	Riley
Adams	Cornell	Haffner	Lewis, B. B.	Saunders
Andrus	Courtney	Harwood	Lewis, R. J.	Sawmiller
Ballantine	Currier	Huson	L'Hommedieu	Schaaff
Barton	Davis	Johnson, A.	Martin	Shields
Bennett	Decker	Johnson, H. C.	Mase	Sohmer
Blanchfield	Dempsey	Johnson, I. S.	Menninger	Stevens, J. H.
Blumenthal	de Peyster	Jones	Miller	Sullivan
Bradford	Deyo	Kelly	Mitchell	Thompson
Bridges	Dinkelspiel	Kill	Monaghan	Treadway
Burns, W. B.	Endres	Kimball	Mott	Van Vranken
Bush, G. H.	Everett	King	Nolan	Webster
Byrne	Fitts	Kurth	O'Connor, J. J.	Whipple
Byrnes	Gardenier	Lane, H. J.	Pealer	White
Christie	Gibbs	Lane, O. F.	Pearsall	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Gibbs, from the committee of conference, presented the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill (No. 489) entitled "An act to provide for the rapid transit railways in cities of over 100,000 inhabitants" (Rec. No. 259), report that they have duly conferred upon said matters and have failed to agree, and recommend as follows, to wit, that another conference committee be appointed by each House.

C. P. VEDDER,
EDWARD O'CONNOR,
GEORGE F. ROESCH,
Senate Committee.

FRED. S. GIBBS,
A. I. DECKER,
W. H. KIMBALL,
GEORGE H. BUSH,
JOHN CONNELLY,
Assembly Committee.

Mr. Fish moved that a new committee of conference be appointed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Fish, Gardenier, Hoag, Sheehan and Blumenthal.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have appointed a new committee of conference thereon.

The bill (No. 1267) entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 5 }

* Those who voted in the affirmative, were

Acker	Courtney	Johnson, A.	Monaghan	Shields
Andrus	Currier	Johnson, H. C.	Mott	Stevens, J. H.
Ballantine	Davis	Kill	O'Connor, J. J.	Stevens, N.
Bennett	Deyo	Kimball	O'Hare	Stewart
Blanchfield	Dinkelspiel	Kurth	Pealer	Sullivan
Blumenthal	Endres	Larmon	Peck	Sulzer
Bradford	Everett	Lewis, B. B.	Pierson	Thompson
Brady	Fish	Lewis, R. J.	Rhodes	Townsend
Burns, J. I.	Fitts	L'Hommedieu	Riley	Van Vranken
Burns, W. B.	Gibbs	Martin	Sage	Webster
Bush, G. H.	Gretsinger	Mase	Saunders	Weed
Byrne	Groat	McBride	Schaaff	Whipple
Byrnes	Guibord	McTernan	Selleck	White

Cooney	Harwood	Menninger	Sheehan	Willis
Coons	Hitt	Mitchell	Sheffer	Wissig
Cornell	Huson			

Those who voted in the negative, were

Abbey	Bridges	Johnson, I. S.	Miller	Mullaney
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1268) entitled "An act to provide for organizing a veteran reserve corps in the reserve militia from among those exempted by reason of military service from ordinary duty," having been announced for a third reading,

Mr. Haffner moved to strike out section 1.

Mr. Haffner moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Haffner, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 30}
{NOES 53}

Those who voted in the affirmative, were

Acker	Currier	Gretsinger	McTernan	Riley
Adams	Curtis	Johnson, H.C.	Miller	Shields
Ballantine	Davis	Johnson, I. S.	Monaghan	Sullivan
Burns, W. B.	Decker	Jones	Mullaney	Treadway
Coons	Fish	Kimball	O'Connor, J.J.	Whipple
Cornell	Gardenier	Larmon	O'Connor, J.K.	White

Those who voted in the negative, were

Abbey	Byrnes	Harwood	Mitchell	Sohmer
Andrus	Connelly	Huson	Mott	Stevens, W. C.
Barton	Deyo	Kelly	Pealer	Stranahan
Bennett	Dickinson	King	Pearsall	Sulzer
Blanchfield	Dinkelspiel	Lane, H. J.	Peck	Thompson
Blumenthal	Duffy	Lane, O. F.	Rhodes	Townsend
Boyce	Eddres	Le Roy	Sage	Van Vranken
Brady	Everett	Lewis, B. B.	Sawmiller	Weed
Bridges	Greene	L'Hommedieu	Schaaff	Willis
Burns, J. I.	Guenther	Martin	Selleck	Wissig
Byrne	Haffner	Menninger		

Mr. de Peyster moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Greene offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 1415, entitled "An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 1046) entitled "An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor in the street surface and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over,'" having been announced for a third reading,

On motion of Mr. Kurth, the same was laid upon the table.

The bill (No. 1196) entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 90}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	McBride	Sage
Acker	Cornell	Haffner	McTernan	Schaaff
Adams	Courtney	Harwood	Miller	Selleck
Ballantine	Currier	Henderson	Mitchell	Sheehan
Barton	Curtis	Hoag	Monaghan	Shields
Bennett	Davis	Huson	Mott	Sohmer
Blanchfield	Decker	Johnson, A.	Nixon	Stevens, J. H.
Blumenthal	Deyo	Johnson, H.C.	Nolan	Stevens, W. C.
Boyce	Dickinson	Johnson, I. S.	O'Connor, J. J.	Stewart
Bradford	Dinkelspiel	Kelly	O'Connor, J. K.	Stranahan
Brady	Duffy	Kill	Page	Sulzer
Bridges	Endres	Kimball	Pealer	Thompson
Burns, J. I.	Everett	Lane, H. J.	Pearsall	Tompkins
Bush, G. H.	Fish	Lane, O. F.	Peck	Townsend
Byrne	Fitts	Larmon	Pierson	Webster
Byrnes	Greene	Le Roy	Rhodes	Whipple
Clarke	Gretsinger	Lewis, B. B.	Rice	White
Connelly	Guenther	L'Hommedieu	Riley	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation" (No. 1337), reported the same with the recommendation that it be amended as follows:

Section 2, line 3, after the word "compensation" insert the word "which."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to further amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira'" (No. 1378), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, strike out the words "said act" and insert the words "chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" and after the word "hereby" insert the word "further."

Section 3, line 6, strike out the word "of," and before the word "its" insert the word "of."

Section 4, line 9, strike out the word "macamize" and insert the word "macadamize."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown'" (No. 1401), reported the same with the recommendation that it be amended as follows:

Section 1, line 10, after the word "adjoining" insert the word "the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse,' and to revise and amend the charter of said city" (No. 1430), reported the same with the recommendation that it be amended as follows:

Section 2, line 1, after the word "said" strike out the words "chapter 26" and insert the word "act."

Amend the title by inserting the word "further" after the word "to," in first line.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3, and section 3 of title 4, and sections 2 and

4 of title 5, and section 1 of title 7 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages'" (No. 1523), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1, 2 and 3, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Section 3, lines 1, 2 and 3, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Section 4, lines 1, 2 and 3, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Section 5, lines 1, 2 and 3, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Sections 6, 7 and 8, lines 1, 2 and 3, strike out all between the word "of," second occurring, and the word "is," and insert the words "said act."

Section 7, line 6, strike out the word "aro" and insert the word "is."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 15, section 18, and section 25 of title four, and section 7 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, so far as the same refer to the sinking fund and funds, and the powers and duties of the commissioners thereof and the provisions for payments to said sinking funds to meet the interest and principal of the bonds and obligations of said city'" (No. 826), reported the same with the recommendation that it be amended as follows:

Section 2, lines 1 and 2, strike out all between the second word "of" and the word "is," and insert the words "said act."

Section 3, lines 1 and 2, strike out all between the second word "of" and the word "is," and insert the words "said act."

Section 4, lines 1 and 2, strike out all between the second word "of" and the word "is," and insert the words "said act."

Amend the title, in line 1, by striking out the word "section" first occurring and inserting the word "sections," also, strike out all the words "section" in said line.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and

local laws affecting public interests in the city of Brooklyn.” (No. 1370.)

“An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof, by the extension of Elmwood avenue, and to raise the amount by local assessment.” (No. 1209.)

“An act to establish a police relief fund in the city of Elmira.” (No. 1363.)

“An act to further amend chapter 26 of the Laws of 1885, entitled ‘An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city.’” (No. 968.)

“An act to amend chapter 226 of the Laws of 1877, entitled ‘An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego fire department of the city of Oswego, by adding thereto an additional section to be known as section 6.’” (No. 1502.)

“An act to authorize the alteration of the map or plan of a portion of the city of New York, in the Twenty-third ward of said city.” (No. 777.)

“An act to authorize the appointment of an officer to be known as the warden of the grand jury in the city of New York.” (No. 1422.)

“An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license fees for the years 1887 and 1888.” (No. 1427.)

“An act making an appropriation for the construction of a bridge over the Erie canal on Georgia street in the city of Buffalo.” (No. 758.)

“An act to amend sections 2512 and 2546 of the Code of Civil Procedure.” (No. 1524.)

“An act to amend chapter 370 of the Laws of 1875, entitled ‘An act to amend and consolidate the several acts relating to the city of Elmira.’” (No. 1362.)

“An act to authorize the city of Elmira to submit to the qualified voters of said city the question of raising money for the purpose of making certain improvements and repairs in connection with the police department, the fire department and bridges, and for the purchase of the island in the Chemung river, near the outlet of Newtown creek; and, upon a favorable vote thereon, to issue bonds of said city therefor.” (No. 1364.)

“An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases.” (No. 1525.)

“An act to amend chapter 583 of the Laws of 1888, entitled ‘An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn.’” (No. 1327.)

“An act to authorize the village of Fredonia to incur indebtedness and issue bonds for the purpose of establishing a system for lighting said village with electric-lights.” (No. 1527.)

"An act to amend section 37 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.' " (No. 1528.)

Ordered, That said bills be engrossed for a third reading.

The bill (No. 1270) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the deposit of money, certain duties of the chamberlain and his fees," having been announced for a third reading,

On motion of Mr. Hoag, the same was laid upon the table.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 1415, entitled "An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The bill (No. 1271) entitled "An act to amend an act entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn,' passed June 5, 1889," having been announced for a third reading,

On motion of Mr. Byrnes, and by unanimous consent, the Senate bill (Rec. No. 219) entitled "An act to amend chapter 365 of the Laws of 1889, entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn,'" was substituted for said bill and read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting favor in thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Hoag	Menninger	Shields
Acker	Cornell	Johnson, A.	Miller	Sohmer
Adams	Courtney	Johnson, I. S.	Mitchell	Stevens, J. H.
Ballantine	Currier	Jones	Monaghan	Stevens, W. C.
Barton	Davis	Kelly	Mott	Stewart
Bennett	Dempsey	Kerrigan	O'Connor, J. J.	Stranahan
Blanchfield	de Peyster	Kill	O'Connor, J. K.	Sullivan
Blumenthal	Deyo	Kimball	Page	Sulzer
Boyce	Dickinson	Kurth	Pealer	Thompson
Bradford	Dinkelspiel	Lane, H. J.	Pearsall	Tompkins
Bridges	Duffy	Larmon	Peck	Treadway
Burns, J. I.	Fitts	Le Roy	Pjerson	Webster
Byrne	Guenther	Lewis, B. B.	Rhodes	Weed
Byrnes	Guibord	L'Hommedieu	Riley	Whipple
Christie	Harwood	Martin	Saunders	Willis
Cooney	Henderson	McTernan	Selleck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1174) entitled "An act to improve portions of Grand avenue and Main street in Long Island City," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Currier	Guibord	Miller	Selleck
Acker	Curtis	Haffner	Mitchell	Sheffer
Ballantine	Davis	Harwood	Monaghan	Shields
Barton	Decker	Henderson	Mott	Sohmer
Bennett	Dempsey	Hitt	Nolan	Stevens, J. H.
Blanchfield	Deyo	Johnson, A.	O'Connor, J. J.	Stewart
Blumenthal	Dickinson	Johnson, H. C.	O'Connor, J. K.	Stranahan
Boyce	Dinkelspiel	Jones	Page	Sullivan
Bradford	Duffy	Kill	Pealer	Sulzer
Brady	Endres	Lane, H. J.	Pearsall	Thompson
Bridges	Everett	Larmon	Pierson	Townsend
Burns, J. I.	Fish	Le Roy	Rhodes	Treadway
Byrne	Fitts	Lewis, B. B.	Rice	Van Vranken
Cooney	Greene	Martin	Riley	Webster
Coons	Gretsinger	McTernan	Saunders	Weed
Cornell	Guenther	Menninger	Schaaff	Whipple
Courtney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1050) entitled "An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police for the city of Yonkers,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Miller	Selleck
Acker	Currier	Huson	Mitchell	Sheehan
Adams	Curtis	Johnson, A.	Monaghan	Sheffer
Andrus	Davis	Jones	Mott	Shields
Ballantine	Decker	Kelly	Nixon	Stevens, J. H.

Barton	Deyo	Kerrigan	O'Connor, J. J.	Stevens, W. C.
Bennett	Dickinson	Kill	O'Hare	Stewart
Blanchfield	Duffy	Kurth	Page	Sullivan
Boyce	Endres	Lane, H. J.	Pealer	Sulzer
Bradford	Everett	Larmon	Pearsall	Thompson
Bridges	Fish	Le Roy	Peck	Tompkins
Burns, J. I.	Gibbs	Lewis, B. B.	Pierson	Treadway
Byrne	Groat	Martin	Riley	Van Vranken
Byrnes	Guenther	McBride	Sage	Webster
Christie	Guibord	McTernan	Sawmiller	Weed
Cornell	Harwood	Menninger	Schaaff	White

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kurth called from the table the bill (No. 1046), entitled "An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor in the street surface and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over.'"

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Currier	Hitt	Miller	Sheffer
Acker	Curtis	Johnson, A.	Monaghan	Shields
Barton	Decker	Johnson, H. C.	Mott	Sohmer
Blanchfield	Dempsey	Johnson, I. S.	Nixon	Stevens, J. H.
Blumenthal	de Peyster	Kelly	Nolan	Stevens, W. C.
Boyce	Deyo	Kerrigan	O'Connor, J. J.	Stranahan
Bridges	Dickinson	Kill	O'Connor, J. K.	Sullivan
Bush, G. H.	Duffy	Kurth	O'Hare	Sulzer
Byrne	Endres	Lane, H. J.	Pealer	Thompson
Byrnes	Fish	Le Roy	Rhodes	Tompkins
Christie	Gardenier	Lewis, B. B.	Rice	Townsend
Clarke	Greene	L'Hommedieu	Riley	Treadway
Connelly	Gretsinger	Martin	Sage	Van Vranken
Cooney	Guenther	McBride	Sawmiller	Webster
Coons	Haefner	McTernan	Schaaff	Weed
Cornell	Harwood	Menninger	Sheehan	Whipple
Courtney	Henderson			

For the negative,
Everett

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Sullivan moved that the House do now adjourn until Monday evening at 8.30 o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill (No. 1200) entitled "An act to amend chapter 131 of the Laws of 1885, entitled 'An act to incorporate the city of Amster-

dam,' and the acts amendatory thereof, with relation to official newspapers," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Byrne	Guenther	McTernan	Sawmiller
Acker	Christie	Guibord	Menninger	Selleck
Adams	Connelly	Haffner	Miller	Sheffer
Andrus	Cooney	Harwood	Monaghan	Stevens, W. C.
Ballantine	Cornell	Hitt	Mott	Stewart
Barton	Courtney	Hoag	Nolan	Stranahan
Bennett	Currier	Johnson, A.	O'Connor, J. J.	Sullivan
Blanchfield	Decker	Johnson, I. S.	O'Connor, J. K.	Sulzer
Blumenthal	Dempsey	Kurth	O'Hare	Thompson
Boyce	Deyo	Lane, H. J.	Pealer	Treadway
Bradford	Dinkelspiel	Le Roy	Pearsall	Van Vranken
Bridges	Endres	Lewis, B. B.	Peck	Webster
Burns, J. I.	Fish	Lewis, R. J.	Pierson	Weed
Burns, W. B.	Gardenier	L'Hommedieu	Rhodes	Whipple
Bush, G. H.	Greene	Martin	Rice	White
Bush, R. P.	Gretsinger	McBride	Sage	Speaker

Those who voted in the negative, were

Coons Henderson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Connelly	Haffner	Mitchell	Selleck
Adams	Cooney	Henderson	Monaghan	Sheehan
Andrus	Coons	Hitt	Mott	Sheffer
Ballantine	Cornell	Johnson, I. S.	Mullaney	Shields
Barton	Courtney	Kerrigan	Nolan	Stevens, W. C.
Bennett	Currier	Kill	O'Connor, J. J.	Stewart
Blanchfield	Curtis	King	O'Connor, J. K.	Stranahan
Blumenthal	Dempsey	Kurth	O'Hare	Sullivan
Boyce	de Peyster	Lane, H. J.	Pealer	Sulzer
Bradford	Deyo	Le Roy	Peck	Thompson
Bridges	Dinkelspiel	Lewis, B. B.	Pierson	Tompkins
Burns, J. I.	Endres	Lewis, R. J.	Rhodes	Treadway
Burns, W. B.	Everett	L'Hommedieu	Rice	Van Vranken
Bush, G. H.	Fish	Martin	Riley	Webster
Bush, R. P.	Gardenier	McTernan	Sage	Weed
Byrne	Greene	Menninger	Sawmiller	Whipple
Byrnes	Guenther	Miller	Schaaff	White
Christie	Guibord			

The Sergeant-at-Arms appeared before the bar of the House with several absentees, all of whom were excused.

Mr. Speaker stated that if there was no objection the further proceedings under the call of the House would be suspended.

There being no objection, it was so ordered.

The bill (No. 1162) entitled "An act to amend chapter 373 of the Laws of 1889, entitled 'An act to amend chapter 583 of the Laws of 1888, entitled An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' with reference to the fire marshal," having been announced for a third reading,

Mr. Kurth moved to recommit said bill to the committee on affairs of cities, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	McTernan	Selleck
Ballantine	Cornell	Guibord	Miller	Shields
Barton	Courtney	Haffner	Mitchell	Stevens, W. C.
Bennett	Currier	Harwood	Monaghan	Stranahan
Blanchfield	Decker	Henderson	Mullaney	Sullivan
Blumenthal	Dempsey	Hitt	Nolan	Sulzer
Boyce	Deyo	Hoag	O'Connor, J. J.	Thompson
Bradford	Dinkelspiel	Johnson, H. C.	O'Connor, J. K.	Townsend
Bridges	Duffy	Johnson, R. S.	Page	Treadway
Burns, J. I.	Endres	Kelly	Pearsall	Van Vranken
Burns, W. B.	Everett	Kerrigan	Peck	Webster
Bush, G. H.	Fish	Lewis, B. B.	Rhodes	Weed
Bush, R. P.	Gardenier	Lewis, R. J.	Rice	Whipple
Byrne	Gibbs	L'Hommedieu	Sage	White
Byrnes	Gretsinger	Martin	Schaaff	Wissig
Connelly				

For the negative,

Kurth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1463) entitled "An act to legalize and confirm the action of the late engineer of the city of Buffalo, in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the

claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expense of said work," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Gretsinger	Lewis, R. J.	Peck
Adams	Connelly	Guenther	L'Hommedieu	Rhodes
Andrus	Cooney	Guibord	Martin	Rice
Ballantine	Cornell	Haffner	McTernan	Sawmiller
Barton	Courtney	Harwood	Menninger	Selleck
Bennett	Currier	Henderson	Miller	Shields
Blanchfield	Dempsey	Johnson, H.C.	Mitchell	Sohmer
Blumenthal	Deyo	Johnson, I. S.	Monaghan	Stevens, W. C.
Boyce	Dinkelspiel	Johnson, R.S.	Mott	Stranahan
Bradford	Duffy	Kelly	Nixon	Thompson
Bridges	Endres	Kerrigan	Nolan	Van Vranken
Burns, J. I.	Everett	Kill	O'Connor, J.J.	Webster
Burns, W. B.	Fish	Kurth	O'Hare	Weed
Bush, G. H.	Gardenier	Lane, H. J.	Page	Whipple
Byrne	Gibbs	Le Roy	Pearsall	White
Byrnes	Greene	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1272) entitled "An act to amend section 1 of title 10 of chapter 583 of the Laws of 1888, entitled "An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, relative to the department of assessment," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 3 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Miller	Selleck
Adams	Decker	Haffner	Mitchell	Sheehan
Ballantine	Dempsey	Harwood	Monaghan	Sheffer
Bennett	de Peyster	Henderson	Mott	Shields
Blumenthal	Deyo	Johnson, A.	Mullaney	Sohmer
Boyce	Dinkelspiel	Johnson, H.C.	Nixon	Stevens, W. C.
Bradford	Duffy	Johnson, I. S.	Nolan	Stranahan
Bridges	Endres	Johnson, R.S.	O'Connor, J.J.	Thompson

Bush, R. P.	Everett	Kelly	Page	Townsend
Byrne	Fish	Kerrigan	Pealer	Van Vranken
Byrnes	Gardenier	Kill	Pearsall	Webster
Christie	Gibbs	Lane, H. J.	Peck	Weed
Connelly	Greene	L'Hommedieu	Rice	Whipple
Cooney	Gretsinger	McTernan	Riley	White
Cornell	Guenther	Menninger	Sawmiller	Wissig

Those who voted in the negative, were

Hoag King Kurth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1464) entitled "An act to regulate the sale of skimmed milk in cities of upward of 50,000 inhabitants," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	L'Hommedieu	Sage
Andrus	Courtney	Haffner	McTernan	Sawmiller
Bennett	Currier	Harwood	Miller	Selleck
Blumenthal	Curtis	Henderson	Mitchell	Sheehan
Boyce	Decker	Johnson, A.	Monaghan	Shields
Bradford	Dempsey	Johnson, H.C.	Mott	Sohmer
Bridges	de Peyster	Johnson, I. S.	Mullaney	Stevens, W.C.
Burns, J. I.	Deyo	Johnson, R.S.	Nixon	Stewart
Bush, G. H.	Dinkelspiel	Kelly	Nolan	Stranahan
Bush, R. P.	Duffy	Kerrigan	O'Connor, J.K.	Sulzer
Byrne	Endres	Kill	O'Hare	Townsend
Byrnes	Fish	Kurth	Pealer	Van Vranken
Christie	Gardenier	Lane, H. J.	Pearsall	Weed
Connelly	Greene	Lewis, B. B.	Peck	Whipple
Cooney	Gretsinger	Lewis, R. J.	Pierson	White
Coons				

Those who voted in the negative, were

Adams Ballantine

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Andrus, and by unanimous consent, the Senate bill (No. 191) entitled "An act to revise the charter of the city of Buffalo" (Rec. No. 331), was ordered read the third time.

Said bill having been announced for a third reading,

On motion of Mr. Andrus, and by unanimous consent, the same was amended as follows:

Section 165, line 4, after the word "clerk" and before the word "a" insert the words "a clerk and."

Same section, line 5, strike out the words "and said messenger" and insert after the word "such" and before the word "subordinates" the word "other."

Section 176, line 4, strike out the word "five" and insert the word "eight."

Same section, line 5, strike out the word "four" and insert the word "six;" make the period after the word "dollars" a semi-colon, and add the words "the clerk, \$1,500; the messenger, \$1,200."

Section 507, line 3, before the first word in the line, "and," insert the words "and title 23."

Page 5, section 3, line 49, strike out the word "the" after the word "two" and before the word "appoint," and insert the word "a."

Section 365, line 4, after the word "ward" insert the words "as the wards of the city were bounded before the passage of this act, which will be the Twenty-fifth ward as designated in this act."

Same section, line 5, strike out the words "of the Twelfth ward."

Same section, line 10, change the word "twelfth" to the word "twenty-fifth."

Section 385, line 30, after the word "ward" and before the word "of" insert the words "designated under this charter as the Twenty-fifth ward."

Section 474, line 9, after the word "thousand" insert the words "five hundred."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 91}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Menninger	Schaaff
Adams	Currier	Hitt	Miller	Selleck
Andrus	Curtis	Hoag	Mitchell	Sheehan
Ballantine	Decker	Johnson, A.	Monaghan	Sheffer
Barton	Dempsey	Johnson, H.C.	Mullaney	Shields
Bennett	de Peyster	Johnson, I. S.	Nixon	Sohmer
Blanchfield	Deyo	Johnson, R.S.	Nolan	Stevens, W. C.
Blumenthal	Dinkelspiel	Kerrigan	O'Connor, J.J.	Stewart
Boyce	Duffy	Kill	O'Connor, J.K.	Stranahan
Burns, J. I.	Everett	Kurth	Page	Sullivan
Burns, W. B.	Fish	Lane, H. J.	Pealer	Sulzer
Bush, G. H.	Gardenier	Le Roy	Pearsall	Townsend
Bush, R. P.	Gibbs	Lewis, B. B.	Peck	Van Vranken
Byrne	Greene	Lewis, R. J.	Pierson	Webster
Byrnes	Gretsinger	L'Hommedieu	Rice	Weed
Christie	Guenther	Martin	Riley	Whipple

Connelly	Guibord	McBride	Sage	White
Cooney	Haffner	McTernan	Sawmiller	Wissig
Coons				

For the negative,

Endres

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1247) entitled "An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of 1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Adams	Cooney	Gretsinger	McTernan	Schaaff
Andrus	Coons	Guenther	Menninger	Sheehan
Ballantine	Cornell	Guibord	Miller	Sheffer
Bennett	Courtney	Haffner	Mitchell	Shields
Blanchfield	Currier	Harwood	Monaghan	Sohmer
Blumenthal	Curtis	Henderson	Nixon	Stevens, W. C.
Boyce	Decker	Hoag	Nolan	Stewart
Bradford	Dempsey	Johnson, H. C.	O'Connor, J. K.	Sullivan
Bridges	de Peyster	Johnson, I. S.	Pealer	Townsend
Burns, J. I.	Dinkelspiel	Kelly	Pearsall	Van Vranken
Burns, W. B.	Endres	Kill	Peck	Webster
Bush, R. P.	Everett	Lane, H. J.	Pierson	Weed
Byrne	Fish	Lewis, B. B.	Rhodes	Whipple
Byrnes	Gardenier	L'Hommedieu	Riley	White
Chris:ie	Gibbs	Martin	Sage	Wissig
Connelly	Greene	McBride		

For the negative,

Deyo

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1465) entitled "An act to amend chapter 570 of the Laws of 1889, entitled 'An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Haffner	Miller	Selleck
Adams	Decker	Harwood	Mitchell	Sheehan
Andrus	Dempsey	Henderson	Monaghan	Sheffer
Ballantine	de Peyster	Hitt	Mullaney	Shields
Bennett	Deyo	Johnson, H.C.	Nixon	Sohmer
Boyce	Dinkelspiel	Johnson, I. S.	Nolan	Stevens, W. C.
Bradford	Duffy	Johnson, R.S.	O'Connor, J.K.	Stewart
Burns, W. B.	Endres	Kelly	O'Hare	Townsend
Bush, R. P.	Everett	Kill	Page	Van Vranken
Byrne	Fish	Lane, H. J.	Pealer	Webster
Byrnes	Gardenier	Le Roy	Pearsall	Weed
Christie	Gibbs	Lewis, B. B.	Peck	Whipple
Connelly	Greene	Martin	Pierson	White
Cooney	Gretsinger	McBride	Rice	Wissig
Coons	Guenther	McTernan	Riley	Speaker
Cornell	Guibord	Menninger	Sawmiller	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 430 of the Laws of 1889, entitled 'An act to authorize the city of Cohoes to acquire and pay for lands necessary for altering, straightening and widening Saratoga street in said city, between Spring street and Main street'" (Rec. No. 435), which was read the first time.

On motion of Mr. Le Roy, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act in relation to the office of sheriff of the city and county of New York" (Rec. No. 436), which was read the first time.

On motion of Mr. Acker, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to amend section 15, section 18 and section 25 of title 4, and section 7 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, so far as the same refer to the sinking fund and funds, and the powers and duties of the commissioners thereof, and the provisions for payments to said sinking funds to meet the interest and principal of the bonds and obligations of said city'" (Rec. No. 437), which was read the first time.

On motion of Mr. Cooney, and by unanimous consent, said bill was substituted for Assembly bill No. 826, same title, now on the order of third reading.

"An act to amend chapter 210 of the Laws of 1889, entitled 'An act to provide for suitable buildings and accommodation for the zoological collection in Central park, in the city of New York'"

(Rec. No. 438), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the expense of conducting public elections" (Rec. No. 439), which was read the first time.

On motion of Mr. Acker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act making an appropriation for providing and equipping a carpenter shop outside of the Capitol building and for removing the present carpenter shop and apparatus thereto" (Rec. No. 440), which was read the first time.

On motion of Mr. Speaker, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to amend chapter 529 of the Laws of 1887, entitled 'An act to regulate the hours of labor in the street surface and elevated railroads, chartered by the State, in cities of 100,000 inhabitants and over'" (Rec. No. 441), which was read the first time.

On motion of Mr. J. I. Burnes, said bill was laid upon the table.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by Mr. Andrus, Int. No. 1090, entitled "An act to incorporate the Buffalo Produce Exchange," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Andrus, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on revision.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. McNaughton, Int. No. 403, entitled "An act to secure independence of electors at elections, secure secrecy of the ballot, and to provide for use of Myers' automatic ballot booth," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Brown, Int. No. 413, entitled "An act authorizing the adjudication and settlement of the taxes and assessments, and the interest thereon, for the non-payment of the same, upon property in One Hundred and Twentieth street in the city of New York, sold by the mayor, aldermen and commonalty of the city of New York to Henry McCaddin, Jr., in 1869, about the title to which there has been long litigation," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 355, entitled "An act to amend section 48 of the Penal Code, in relation to public officers," reported in favor of the passage of the same, with the following amendment:

(Reference being had to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the first day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 399, entitled "An act to amend sections 993, 1022 and 1023 of the Code of Civil Procedure, relating to findings of particular questions by a court or referee," reported in favor of the passage of the same, with the following amendment:

(Reference being had to engrossed bill.)

Section 2, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to.

On motion of Mr. R. J. Lewis, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by the committee on the judiciary, Int. No. 390, entitled "An act to amend title 5 of the Penal Code, relating to crimes against the elective franchise," reported the same for the consideration of the House, with the following amendment:

(Reference being had to engrossed bill.)

Section 3, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the 1st day of September, 1890."

A. B. GARDENIER,

Chairman.

Which report was agreed to, and said bill recommitted to the committee on codes.

Mr. Curtis, from the committee on taxation and retrenchment, to which was referred the Senate bill introduced by Mr. Ahearn, Int. No. 370, entitled "An act to amend chapter 713 of the Laws of 1887, entitled 'An act to amend chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' and the acts amendatory thereof," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Mase, from the committee on commerce and navigation, to which was referred the Senate bill introduced by Mr. Erwin, Int. No. 383, entitled "An act to incorporate the Waddington Bridge Company and to authorize said company to construct and maintain a bridge over the Saint Lawrence river for railroad and other purposes," reported in favor of the passage of the same with the following amendment:

Section 1, line 17, engrossed bill, after the word "city" insert the following: "Milton D. Packard, A. Barton Hepburn, Barzillia Hodskin, William R. Remington, Horace D. Ellsworth, Nelson L. Robinson, Heman P. Mathews, James Spears and Simeon D. Bridge, all of the town of Canton, N. Y., and Joshua W. Fennimore, of the town of Morley, N. Y."

W. H. MASE,

Chairman.

Which report was agreed to.

On motion of Mr. Bradford, said bill was placed on the order of third reading.

Mr. J. I. Burns, from the committee on insurance, to which was referred the Senate bill introduced by Mr. Fassett, Int. No. 428, entitled "An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States and foreign countries, as amended by chapter 113 of the Laws of 1885,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. J. I. Burns, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Mr. J. I. Burns, from the committee on insurance, to which was referred the Senate bill introduced by Mr. Vedder, Int. No. 429, entitled "An act to change the name of the Commercial Union Life Insurance Company of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Sheehan, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

On motion of Mr. Fish, and by unanimous consent Senate bill (Rec. No. 249), entitled "An act to amend chapter 237 of the Laws of 1872, entitled 'An act revising, amending and consolidating the charter of, and the several acts relating to the village of Geneseo, in the county of Livingston, modifying the powers of the corporation and the duties of its officers,'" was placed on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Chase, Int. No. 424, entitled "An act to amend chapter 192 of the Laws of 1889, entitled 'An act to authorize the city of Cohoes to provide for the removal of bodies, monuments and gravestones from the old burial grounds situated on the north side of Columbia street in said city, to provide a suitable place for the reinterment of said bodies, reinter the same and to reset the monuments and gravestones, to issue bonds therefor, and to sell and convey the land now used for said burial ground,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Le Roy, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Laughlin, Int. No. 425, entitled "An act to legalize and confirm the proceedings of the board of park commissioners of the city of Buffalo in ordering and contracting for paving the circle and parts of streets approaching the same, and of the common council of said city in ordering an assessment therefor," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 408, entitled "An act further to amend section 305 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to

declare the special and local laws affecting public interests in the city of New York,' as the same is amended by chapter 180 of the Laws of 1884, and acts supplementary thereto, in relation to the police pension fund of the city of New York," reported in favor of the passage of the same, which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 393, entitled "An act to amend section 93 of the Code of Civil Procedure, relative to attendants upon courts in New York city," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 421, entitled "An act to amend section 3 of title 19 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn, with reference to assessments for local improvements,'" reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Speaker presented a communication from Francis J. Twomey, clerk of the common council of New York city; which was laid upon the table.

By unanimous consent,

Mr. de Peyster introduced a bill entitled "An act in relation to incorporated fire departments in cities" (Int. No. 1174), which was read the first time and referred to the committee on affairs of cities.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 427, entitled "An act to amend chapter 189 of the Laws of 1889, entitled 'An act to provide a system of sewerage in a part of the town of New Utrecht, county of Kings,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 167, entitled "An act to amend chapter 76 of the Laws of 1888, entitled 'An act to incorporate the fire department of the town of Flatbush, Kings county, New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 168, entitled "An act relative to the commissioners of highways of the town of New Utrecht, and to improve the method of repairing roads and bridges in said town," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

By unanimous consent,

Mr. Guenther introduced a bill entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing

school lots and erecting, enlarging, repairing and furnishing school buildings" (Int. No. 1175), which was read the first time.

On motion of Mr. Guenther, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on revision.

By unanimous consent,

Mr. Kill, introduced a bill entitled "An act to empower the Superintendent of Public Works to return to Gilbert Peterson and Charles Whitmore a check or moneys deposited to secure the performance of contracts, and to confer upon the Board of Claims jurisdiction to hear and determine the claim of said Peterson and Whitmore against the State of New York" (Int. No. 1176), which was read the first time.

On motion of Mr. Kill, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and referred to the committee on revision.

On motion of Mr. McBride and by unanimous consent, the bill (No. 845) entitled "An act to amend section 944 of an act entitled 'An act to establish a Code of Criminal Procedure, relative to criminal statistics,'" was placed on the order of third reading.

On motion of Mr. Fish, and by unanimous consent, the Senate bill (No. 402) entitled "An act further to amend chapter 653 of the Laws of 1886, entitled 'An act to revise and amend chapter 379 of the Laws of 1879, entitled An act prescribing the officers and employes that may be elected, appointed or employed by the Senate and Assembly, fixing the salary and compensation thereof, and regulating the proceedings of investigating committees, and providing for the payment of the expenses thereof'" (Rec. No. 207), was placed on the order of third reading.

On motion of Mr. Monaghan, and by unanimous consent, the Senate bill (No. 511) entitled "An act to amend section 446 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the providing of sufficient hydrants for the use of the fire department" (Rec. No. 364), was placed on the order of third reading.

On motion of Mr. Speaker, and by unanimous consent, the bill (Int. No. 1172) entitled "An act in relation to the Groton Cemetery Association," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	Miller	Stevens, J. H.
Adams	Cornell	Johnson, A.	Monaghan	Stevens, W. C.
Ballantine	Decker	Johnson, H.C.	Mott	Stewart
Bennett	Dempsey	Johnson, I. S.	Nixon	Stranahan

Blanchfield	de Peyster	Kelly	O'Connor, J. J.	Sullivan
Blumenthal	Deyo	Kerrigan	O'Connor, J. K.	Sulzer
Boyce	Dinkelspiel	Kill	Page	Thompson
Brady	Duffy	Kurth	Pealer	Tompkins
Bridges	Endres	Lane, H. J.	Pearsall	Townsend
Burns, J. I.	Everett	Le Roy	Peck	Treadway
Burns, W. B.	Fish	Lewis, B. B.	Pierson	Van Vranken
Bush, G. H.	Gardenier	Lewis, R. J.	Schaaff	Webster
Bush, R. P.	Greene	L'Hommedieu	Selleck	Weed
Byrne	Gretsinger	Martin	Sheehan	Whipple
Byrnes	Gardenier	McBride	Sheffer	White
Christie	Guibord	McTernan	Shields	Speaker
Connelly	Harwood	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Speaker, and by unanimous consent, the following entitled Assembly bills were made a special order on third reading for Monday, May 5th.

"An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending the water mains of said village." (No. 1251.)

"An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending and connecting the water mains of said village to improve the protection from fire." (No. 1252.)

"An act to exempt certain property, real and personal, of the House of the Good Shepherd, from taxation." (No. 1413.)

The Senate returned the following entitled bills:

"An act to amend, revise and consolidate certain acts and parts of acts relating to the State Commission in Lunacy, and the care and custody of the insane, the management of the asylums for their treatment and safe-keeping, as provided in chapter 446 of the Laws of 1874, and chapter 283 of the Laws of 1889, and to repeal sections 9, 10 and 11 of chapter 342 of the Laws of 1865, and chapter 713 of the Laws of 1871." (No. 1004.)

"An act to amend section 361 of the Code of Civil Procedure." (No. 792.)

"An act in relation to life and casualty insurance companies, associations and societies organized under the Laws of this State." (No. 1420.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways." (No. 1415.)

"An act relative to lands in the city of Brooklyn, devised by Bartholomew Temegnio, late of said city, deceased, authorizing the mortgaging thereof and the disposition of the proceeds for the improvement of said premises." (No. 995.)

"An act to amend chapter 647 of the Laws of 1887, entitled 'An act

to regulate the licensing and registration of physicians and surgeons, and to codify the medical laws of the State of New York." (No. 960.)

"An act to establish the exterior bulkhead and pier lines of the harbor of New York on the Staten Island side." (No. 1215.)

"An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the several islands in the harbor of New York." (No. 930.)

"An act to amend section 4 of chapter 252 of the Laws of 1884, entitled 'An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages.'" (No. 965.)

"An act to authorize the board of health of the town of Gravesend, in the county of Kings, to sell and convey certain unused sewer property of sewer district No. 1 of said town, the proceeds thereof to be applied in liquidating the bonded indebtedness of said sewer district." (No. 166.)

"An act for the relief of the People's Railroad Company of Syracuse." (No. 918.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to revise the charter of the village of Alden." (No. 809.)

"An act to provide for the construction and maintenance of a system of sewerage in the city of Hornellsville, N. Y." (No. 1454.)

"An act to legalize certain proceedings of the common council and officers of the city of Buffalo." (No. 436.)

"An act to amend chapter 184 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers,' and the acts amendatory thereof." (No. 1049.)

"An act to amend chapter 513 of the Laws of 1867, entitled 'An act to amend the charter of the village of Avon.'" (No. 1177.)

"An act authorizing the village of Little Falls to issue bonds to raise money to pay its floating indebtedness." (No. 1360.)

"An act to create a board of commissioners to be known as commissioners of the county farm of the county of Kings, and define their powers and duties." (No. 1096.)

"An act to enable the city of Albany to extend and complete the Beaver creek sewer in the city of Albany, and to provide for the expense thereof." (No. 1038.)

"An act to incorporate the 'Little Equinunk Bridge Company,' in Sullivan county." (No. 1241.)

"An act to allow certain field notes or maps of certain tracts of land situated in the counties of Allegany, Wyoming and Livingston, to be read in evidence on a trial between parties claiming any of the lands therein referred to and be received as evidence of the facts therein contained and stated." (No. 1072.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended :

"An act to amend chapter 589 of the Laws of 1868, entitled 'An act to incorporate the Chateaugay Water-works Company,' and to legalize and confirm certain proceedings and official acts of said water-works

company and its officers in diverting water and laying pipes." (No. 1031.)

"An act to authorize the board of supervisors of Richmond county to determine and fix the salaries and compensation of members of the police force of the police department of Richmond county." (No. 824.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to amend chapter 438 of the Laws of 1862, entitled 'An act to provide for the formation of societies for the prevention of horse stealing.'" (No. 1217.)

"An act to amend chapter 210 of the Laws of 1878, entitled 'An act to provide for the formation of societies for the prevention of horse stealing,' and the several acts amendatory thereof." (No. 1216.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned Senate bill entitled "An act to incorporate the New York and New England Agricultural and Industrial Society" (Rec. No. 242), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. Fish, the House adjourned until Monday evening May 5, at 8.15 o'clock.

MONDAY, MAY 5, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. Towne, the journal of Friday, May 2, was approved without being read.

Mr. Speaker announced the special order of the day, being Senate bill No. 422, entitled "An act to provide for the weekly payment of wages by corporations." (Rec. No. 289.)

Said bill having been announced for a third reading,

Mr. Rice moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 107}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Mase	Selleck
Acker	Cornell	Haffner	McTernan	Sheehan
Adams	Courtney	Harwood	Menninger	Sheffer
Andrus	Crawford	Henderson	Miller	Shields

MAY 5.]

1783

Ballantine	Currier	Hitt	Monaghan	Sohmer
Barton	Curtis	Huson	Mott	Stein
Bennett	Davis	Johnson, A.	Mullaney	Stevens, J. H.
Blanchfield	Decker	Johnson, H.C.	Nixon	Stevens, N.
Blumenthal	Dempsey	Johnson, I. S.	Nolan	Stevens, W. C.
Boyce	de Peyster	Johnson, R.S.	O'Connor, J. J.	Stewart
Bradford	Deyo	Jones	O'Connor, J.K.	Stranahan
Brady	Dickinson	Kelly	O'Hare	Sullivan
Bridges	Dinkelspiel	Kerrigan	Pealer	Sulzer
Burns, J. I.	Duffy	Kill	Pearsall	Townsend
Burns, W. B.	Endres	Kurth	Peck	Treadway
Bush, G. H.	Everett	Lane, H. J.	Rhodes	Van Vranken
Byrne	Fish	Lane, O. F.	Rice	Webster
Byrnes	Fitts	Le Roy	Riley	Weed
Christie	Gardenier	Lewis, B. B.	Sage	Whipple
Clarke	Gibbs	L'Hommedieu	Sawmiller	White
Connelly	Greene	Martin	Schaaff	Wissig
Cooney	Gretsinger			

For the negative,

King

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 5, 1890.

To the Assembly:

Herewith is transmitted a statement of item of appropriation objected to and not approved, contained in Assembly bill No. 863, entitled "An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations."

DAVID B. HILL.

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 5, 1890.

Statement of item of appropriation objected to and not approved contained in Assembly bill No. 863, entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations:"

The item herein specified, contained in Assembly bill No. 863, entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," is objected to and not approved, for the reasons hereinafter stated.

"For the incidental and traveling expenses of committees of the Senate and Assembly of 1890, which have been or may be authorized by resolution of their respective houses to conduct investigations, \$5,000."

This item is objected to and not approved.

It will be observed that no particular committees are specified for

which this appropriation is desired, but it is intended for any and all committees "which may have been or may be authorized" to conduct investigations. This is altogether too general. There is a manifest impropriety in the Executive approving appropriations for the "traveling" and other expenses of investigating committees not yet appointed, and of the purposes and objects of whose appointment, whether meritorious or otherwise, he can have no knowledge. I must respectfully decline to act in the dark in regard to such matters. It is possible that it may be contemplated that one or more of such committees should sit during the summer. The taxpayers, by reason of gross abuses in the past, are naturally suspicious of the usefulness of "junketing" committees (so called) who travel around at the public expense during the recess of the Legislature, and I convinced that the well-known sentiments of the people in opposition to such expenditures should be respected.

There are several other items of appropriation contained in this bill which do not commend themselves to my judgment and from which I have withheld my approval in other years. The Legislature, notwithstanding such previous action on my part, having seen fit to renew such appropriations this year, I have not considered it my duty to again interpose my veto. The question of the expenditure of public moneys is one largely addressed to the discretion of the Legislature, and except in those years where it has been apparent that such discretion has been abused the Executive has not ordinarily felt constrained to interfere, especially where no essential principle has been violated. Where the propriety of appropriations is simply doubtful, without any claim that the moneys will be wasted or misapplied, there is presented a mere difference of opinion, and a second interposition of Executive disapproval is not demanded in such cases, even in the interests of the most rigid economy.

In view of these considerations I have concluded not to formally approve the bill as a whole, but while vetoing one item, to permit all the others to become a law without my signature.

DAVID B. HILL.

On motion of Mr. Speaker, said communication was laid upon the table.

Also, the following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 5, 1890.

To the Legislature:

Recent arbitrary acts of partisan majorities, both in Congress and in various State Legislatures, have induced me to suggest to your honorable body whether a radical change is not advisable in our constitutional methods of determining contested elections.

In a country where there are so many elective offices it is not surprising that there should be many disputes over the question of title to office, and the story of the adjudication of the claims of rival candidates forms no unimportant feature of our jurisprudence and our political history. The interesting fact is presented, however, that in our century and more of political life, we have built up two radically different systems of determining contested elections — one applying

to contests for all executive, administrative and judicial offices, and the other applying only to legislative offices. For the determination of the former we depend upon the machinery of the courts, as we properly should; but for the determination of the latter we have invested our legislative bodies with a judicial power in that provision of our Constitutions which makes each House the judge of the returns, qualifications and elections of its own members. This assignment to the Legislature of certain purely judicial functions seems to have been accepted without question from English precedent at the time of the framing of our Federal and State Constitutions, but so often has the legislative power thus conferred been abused, and so strong seems the tendency, with increasing years to abuse it, that the question is submitted as well worth considering, whether grave dangers do not threaten us in its retention.

The history of the exercise of this power in the House of Commons is instructive in the light which it throws upon the affirmative of the same principle in American constitutions, and the results which followed its affirmation in England. When in the reign of Edward III the formal separation of parliament into two branches took place, the House of Commons was a comparatively feeble body, not jealous or even conscious of the rights and privileges which it afterward claimed and secured, and disputed elections, if there were any, were probably decided by the crown or by judicial officers in sympathy with the crown. As the commons, however, became more powerful and assertive, and occupied an attitude more or less hostile to the crown, the House claimed the privilege of being the judge of elections of its own members. The privilege was exercised to some extent during the reign of Elizabeth, but its exercise seems to have been seriously impaired by the assumption of the jurisdiction by the Court of Chancery. It was proclaimed with great vigor a little later, however, in the declaration of privileges which Francis Bacon and others of a select committee on the part of the House addressed to James I. "And lastly," says this bold declaration, "we evouch that the House of Commons is the sole proper Judge of the Returns of all such Writs and of the Election of all such Members as belong unto it (without which the Freedom of Election were not entire), and that the Chancery, though as a standing Court under your Majesty, but to send out those Writs, and receive the Returns, and to preserve them; yet the same is done only for the use of the Parliament, over which neither the Chancery, nor any other Court ever had or ought to have any manner of Jurisdiction."

Gradually this right became firmly established and was no longer disputed. It was constantly exercised until 1868, when it was voluntarily relinquished in the interest of justice and good government. This transfer of jurisdiction to the courts was brought about by the frequency of scandals and by exhibitions of perverted partisanship which made the former system of adjudication a mockery of justice. The abuse of the privilege which had so long been enjoyed had grown so serious by 1770, that it led to the adoption of what was known as the Grenville act, which made a committee of eleven — chosen by lot from the members of the House — the arbiter of all disputed claims to membership. This device gave general satisfaction and it is said

that a marked difference thereafter in the quality of decisions was noticeable. After a time, however, the new system was complained of, on the ground that it did not prevent partiality, and in 1839 the method of choosing the members of the elections committee was modified so as to secure more competent men and a fairer tribunal. Even this did not give satisfaction, and in 1868, as described above, the House seized the heroic remedy, gave up the privilege which had been its pride for centuries, and turned over the determination of these really judicial questions to the courts. Election petitions are now tried by two judges of the Queen's Bench Division of the High Court of Justice, whose report of findings to the Speaker of the House is practically final.

At the time that American Constitutions were framed, after English models, English experience had shown how easily the privilege of deciding election contests could be abused in a legislative body, but the advisability of relinquishing that jurisdiction had not been suggested. Consequently our own Constitution makers seem not to have doubted at all the wisdom of reserving this ancient privilege to every legislative body. The federal Constitution says: "Each House shall be the judge of the elections, returns and qualifications of its own members." Virtually the same provision was contained in Pinckney's draft of a Constitution submitted to the convention of 1787, and in Hamilton's, and so far as it relates to the elections of members I can not find that it was discussed either in the federal convention or in the State ratifying conventions. It seems entirely to have escaped comment, which under the circumstances is not perhaps remarkable. The first Constitution of this State provided that both Senate and Assembly should "be judges of their own members," and the same power, though in different language, has been conferred upon the Legislature without question in all succeeding modifications of our organic law. In our present Constitution the provision is almost exactly similar to that in the federal Constitution, namely, that each House shall "be the judge of the elections, returns and qualifications of its own members."

The fact of general acquiescence, however, for a long period, in the principle of jurisdiction here involved, is not, of course, to be taken as a reason for its perpetual maintenance. As a matter of fact, it not only is not in harmony with our cardinal American idea of the distinct separation of the legislative, judicial and executive departments of government, vesting as it does each branch of the Legislature with judicial functions, but it has led to tyrannical abuses of power. Worthy of maintenance, as this ancient privilege was regarded in times when the crown assumed prerogatives which rightly belonged to the representatives of the people, there is no longer any excuse for its retention in legislative bodies when a State or a nation has an elective, stable and independent judiciary. Experience in this State and in the national government during the last twenty-five years has been sufficient to warn us of the evils which threaten in the continued reckless exercise of this power. We appear to be tending in the same direction in which England was tending when scandals forced the House of Commons to surrender its privilege of three centuries. Contested elections are apparently decided by might—not by right.

There is no popular confidence in the judgments of the tribunals which determine them. Legislative bodies, in their judicial capacity, are a law unto themselves; they are governed by no established rules of evidence, are influenced mainly by partisan considerations, and are controlled largely by the result of party caucus or conference. Their collection of testimony through committees is often virtually *ex parte* in its nature, its discussion is violently partisan, and the decisions are not reviewable by any higher tribunal. Under these conditions, which prevail generally and are not exaggerated, justice is impossible. Reliable authority estimates that four-fifths of all the contested elections to Congress are decided in favor of the dominant party. Minority representatives with honest claims to the title of their office are ousted upon flimsy pretexts in order to increase the power of the majority. No more vivid illustration of the abuse of a great privilege and responsibility is needed than the spectacle which has been presented at Washington since the assembling of the Fifty-first Congress. The certificates of seventeen members of the House of Representatives are contested, in nearly all instances by candidates of the party which controlled the House at its organization, and apparently in pursuance of a prearranged program of party leaders for the purpose of increasing the slender majority by which the popular branch of the federal legislature is controlled. In most of the cases the claims of the contestants are artificial and insignificant upon their face, yet they seem to serve well the purpose for which they were made and one after another of the minority members is unseated to make room for a member of the majority. To facilitate this political process the majority went even so far as to prevent for the space of three months the adoption of any rules for the guidance of the House, lest by rights usually thus reserved to the minority the majority should be checked in its effort for power. If further illustration is needed that justice has been banished from the halls of legislation when disputed elections are under consideration, it is found in the equally arbitrary conduct of the United States Senate in seating the two applicants who according to all fair precedent did not hold proper credentials as Senators from the new State of Montana. By no rule of equity could so partisan a decision be arrived at, and its rendering shows to what extent political feeling has warped the judgment of even this dignified and conservative body.

The remedy for such abuses is, I believe, substantially that which was tried in Great Britain and which is said to have proved exceedingly efficacious in abolishing the evils that led to its adoption. I therefore suggest the passage of a concurrent resolution submitting to the people an amendment to our State Constitution which will take from each house the power of judging its own elections and confer the jurisdiction upon the courts. I would go even further, and recommend such action on the part of the Legislature as is likely to bring the subject to the attention of Congress, with a view to securing ultimately a similar amendment to the Federal Constitution.

I need not describe the details of such a proposed change. Under such a modified system of adjudication, contests for legislative offices would be placed upon the same plane with contests for other offices, which are now taken into the courts by the familiar process of *quo*

warranto and are decided, as a rule, upon their merits. There is nothing revolutionary or complicated about such a transfer. The candidate receiving the proper certificate of his election from the canvassing officers should be permitted to occupy his seat until he is duly ousted by the judgment of a competent court. This would compel contests to be decided upon their merits and relieve legislative bodies from the standing temptation to do injustice. It would render a certificate of election of some value and protect a sitting member from hasty and arbitrary partisan action. A statute should follow such a constitutional amendment, regulating the procedure in such cases and providing for a speedy and somewhat summary disposition thereof. The people have great respect for our courts and the latter can safely be trusted to exercise properly the power which it is proposed to confer upon them. The effect will be undoubtedly to discourage contests, while the system now in vogue directly encourages them. Notwithstanding the great number of elective offices in the State, contests for which are under the jurisdiction of the courts, there is not, I am informed, a single *quo warranto* proceeding of any consequence at present pending — a significant commentary upon the popular respect which our judiciary system commands. Invest it with the responsibility also of determining legislative contests, and in my opinion the same good results will follow, while at the same time our Legislatures will be relieved of the reproach of becoming merely partisan tribunals.

In directing your attention to this subject I desire, even at this stage of the legislative session, to recommend this transfer of jurisdiction — feeling confident that our Legislatures must seriously consider it in the near future, and earnestly trusting that our own State may take the lead in bringing about such a wholesome constitutional reform.

DAVID B. HILL.

Mr. Fish moved that said communication be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1529) entitled "An act to amend sections 107, 109 and 110 of the Penal Code, relating to the preparation and offering of false evidence, and the destruction of evidence," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrne	Fish	Kelly	Pearsall
Acker	Christie	Fitts	Kill	Peck
Adams	Clarke	Gardenier	Kimball	Rhodes
Andrus	Cooney	Greene	Kurth	Sage
Ballantine	Coons	Gretsinger	Lane, H. J.	Schaaff

Barton	Cornell	Groat	Lane, O. F.	Sheffer
Bennett	Crawford	Guibord	Larmon	Stevens, J. H.
Blanchfield	Currier	Harwood	Lewis, B. B.	Stevens, N.
Blumenthal	Curtis	Henderson	L'Hommedieu	Townsend
Boyce	Davis	Hoag	Miller	Treadway
Bradford	Decker	Huson	Mott	Webster
Brady	Dempsey	Johnson, A.	Nixon	Weed
Bridges	Deyo	Johnson, H. C.	O'Connor, J. K.	Whipple
Burns, J. I.	Dinkelspiel	Johnson, I. S.	O'Hare	White
Burns, W. B.	Duffy	Johnson, R. S.	Pealer	Willis
Bush, G. H.	Everett	Jones		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1252) entitled "An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending and connecting the water mains of said village to improve the protection from fire," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Huson	Miller	Shields
Acker	Crawford	Johnson, A.	Monaghan	Stevens, J. H.
Adams	Currier	Johnson, H. C.	Mott	Stevens, N.
Ballantine	Davis	Johnson, I. S.	Mullaney	Stevens, W. C.
Barton	Decker	Johnson, R. S.	Nixon	Stewart
Bennett	Dempsey	Jones	Nolan	Stranahan
Blanchfield	de Peyster	Kelly	O'Connor, J. J.	Sullivan
Blumenthal	Deyo	Kill	O'Connor, J. K.	Tompkins
Boyce	Dinkelspiel	Kimball	O'Hare	Towne
Bradford	Everett	King	Pealer	Townsend
Brady	Fish	Lane, H. J.	Pearsall	Van Vranken
Bridges	Fitts	Lane, O. F.	Peck	Webster
Burns, J. I.	Gardenier	Larmon	Rhodes	Weed
Byrne	Greene	Le Roy	Sage	Whipple
Christie	Haffner	Lewis, B. B.	Saunders	White
Cooney	Harwood	L'Hommedieu	Schaaff	Wissig
Coons	Henderson	Martin	Selleck	Speaker
Cornell	Hoag	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1251) entitled "An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending the water mains of said village," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Groat	Martin	Saunders
Acker	Coons	Guibord	Menninger	Schaaff
Adams	Cornell	Huson	Miller	Selleck
Andrus	Courtney	Johnson, A.	Monaghan	Sheffer
Ballantine	Crawford	Johnson, H.C.	Mott	Shields
Barton	Curtis	Johnson, I. S.	Mullaney	Stevens, J. H.
Bennett	Davis	Johnson, R.S.	Nixon	Stevens, N.
Blanchfield	Decker	Jones	Nolan	Stevens, W. C.
Blumenthal	Dempsey	Kerrigan	O'Connor, J.J.	Stewart
Boyce	Dinkelspiel	Kimball	O'Connor, J.K.	Stranahan
Bradford	Duffy	King	O'Hare	Sullivan
Brady	Endres	Lane, H. J.	Page	Towne
Bridges	Everett	Lane, O. F.	Pealer	Treadway
Burns, J. I.	Fish	Larmon	Pearsall	Weed
Burns, W. B.	Fitts	Le Roy	Peck	Whipple
Bush, G. H.	Gardenier	Lewis, B. B.	Pierson	White
Byrne	Greene	L'Hommedieu	Sage	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Gibbs offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 597, entitled "An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the first regiment of the New York volunteers in the United States war with Mexico, in the years 1846, 1847 and 1848," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Also, the following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 930, entitled "An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the several islands in the harbor of New York," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Decker offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 699, entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 1413) entitled "An act to exempt certain property, real and personal, of the House of the Good Shepherd from taxation," having been announced for a third reading,

Mr. Stein moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	Mott	Sheffer
Acker	Crawford	Huson	Mullaney	Sohmer
Adams	Currier	Johnson, I. S.	Nixon	Stein
Ballantine	Curtis	Johnson, R.S.	O'Connor, J.J.	Stevens, N.
Blanchfield	Davis	Jones	O'Connor, J.K.	Stevens, W. C.
Blumenthal	Decker	Kelly	O'Hare	Sulzer
Bradford	de Peyster	Kill	Pealer	Tompkins
Brady	Dickinson	Kimball	Pearsall	Townsend
Burns, J. I.	Dinkelspiel	Lane, H. J.	Peck	Treadway
Burns, W.B.	Duffy	Lane, O. F.	Pierson	Van Vranken
Bush, G. H.	Fish	Lewis, B. B.	Rhodes	Weed
Byrne	Fitts	L'Hommedieu	Rice	Whipple
Clarke	Gardenier	McTernan	Saunders	White
Cooney	Groat	Menninger	Schaaff	Willis
Coons	Guenther	Miller	Selleck	Speaker
Cornell	Guibord	Monaghan		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. G. H. Bush called up the special order on third reading, made April 29, being the Senate bill No. 528, entitled "An act to provide for appraising the value of lands purchased and buildings erected by the counties for asylum purposes." (Rec. No. 270.)

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 25 }

Those who voted in the affirmative, were

Adams	Crawford	Gardenier	Lewis, B. B.	Selleck
Andrus	Currier	Gibbs	Martin	Sheehan
Barton	Curtis	Greene	Menninger	Stevens, N.
Blanchfield	Davis	Gretsinger	Monaghan	Stevens, W. C.
Boyce	Decker	Guenther	Mott	Stranahan
Brady	Dempsey	Guibord	Nixon	Sullivan
Burns, J. I.	de Peyster	Henderson	Nolan	Tompkins
Bush, G. H.	Dinkelspiel	Hitt	O'Connor, J. K.	Towne
Bush, R. P.	Duffy	Johnson, R. S.	O'Hare	Townsend
Byrne	Endres	Jones	Peck	Van Vranken
Byrnes	Everett	Kelly	Rhodes	Whipple
Connolly	Fish	Kill	Riley	White
Cooney	Fitts	Lane, H. J.	Schaaff	Speaker
Cornell				

Those who voted in the negative, were

Abbey	Bridges	Huson	O'Connor, J. J.	Shields
Acker	Coons	King	Page	Stevens, J. H.
Ballantine	Deyo	Lane, O. F.	Pealer	Stewart
Bennett	Groat	L'Hommedieu	Pearsall	Sulzer
Blumenthal	Haffner	McTernan	Saunders	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. J. I. Burns, in accordance with notice previously given, moved to suspend Rules 3 and 49, for the purpose of reading out of its order the third time Senate bill No. 414, entitled "An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State.'" (Rec. No. 210.)

Mr. Speaker put the question whether the House would agree to suspend Rules 3 and 49, and it was determined in the affirmative.

{ AYES 67 }
{ NOES 8 }

Those who voted in the affirmative, were

Abbey	Courtney	Gretsinger	Mase	Sheehan
Adams	Crawford	Groat	Miller	Sohmer
Ballantine	Curtis	Hoag	Monaghan	Stevens, J. H.
Barton	Davis	Johnson, H. C.	O'Connor, J. K.	Stevens, N.
Bennett	Decker	Johnson, I. S.	O'Hare	Stevens, W. C.
Blumenthal	de Peyster	Jones	Page	Stewart

Bradford	Dinkelspiel	Kelly	Pearsall	Stranahan
Burns, J. I.	Duffy	Kill	Peck	Treadway
Burns, W. B.	Everett	Kimball	Pierson	Van Vranken
Bush, G. H.	Fish	King	Riley	Weed
Byrne	Fitts	Kurth	Sage	Whipple
Connelly	Gardenier	Lane, H. J.	Saunders	White
Cooney	Gibbs	Larmon	Sawmiller	Willis
Cornell	Greene			

Those who voted in the negative, were

L'Hommedieu	Menninger	Nolan	Sullivan	Sulzer
Martin	Mullaney	Shields		

Said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 50}
{NOES 23}

Those who voted in the affirmative, were

Abbey	Crawford	Greene	Mase	Sheehan
Andrus	Curtis	Gretsinger	Miller	Sohmer
Ballantine	Davis	Groat	Monaghan	Stevens, N.
Barton	Dinkelspiel	Henderson	Nolan	Stevens, W. C.
Bennett	Duffy	Johnson, H. C.	O'Connor, J. J.	Stewart
Blumenthal	Everett	Johnson, I. S.	O'Hare	Van Vranken
Burns, J. I.	Fish	Jones	Page	Webster
Burns, W. B.	Fitts	Kelly	Peck	Whipple
Christie	Gardenier	Lane, H. J.	Pierson	White
Connelly	Gibbs	Lane, O. F.	Rhodes	Speaker

Those who voted in the negative, were

Acker	Deyo	Huson	Pealer	Stranahan
Bridges	Dickinson	Johnson, A.	Pearsall	Sullivan
Coons	Endres	King	Sawmiller	Towne
Currier	Haffner	Kurth	Selleck	Willis
Dempsey	Harwood	Mullaney		

Mr. J. I. Burns moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Guibord offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 630, entitled "An act conferring jurisdiction on the Court of Claims to hear, audit and determine the claim of Abner S. Roberts against the State, and to make an award therefor," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of the following entitled Senate bills for the purpose of amendment.

"An act to amend chapter 300 of the Laws of 1875, entitled 'An act providing that the bridge in course of construction over the East river, between the cities of New York and Brooklyn, by the New York Bridge Company shall be a public work of the cities of New York and Brooklyn, and for the dissolution of said company, and the completion and management of said bridge by the said cities.'" (No. 480.)

"An act to amend chapter 433 of the Laws of 1870, entitled 'An act to amend the charter of the Industrial School Association of Brooklyn, Eastern District.'" (No. 259.)

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1052) entitled "An act making an appropriation for excavating a basement or cellar under the State armory at Schenectady, N. Y., and for the repair and betterment of said armory," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 71}
{NOES 19}

Those who voted in the affirmative, were

Abbey	Davis	Johnson, H.C.	Mullaney	Shields
Adams	Decker	Johnson, I. S.	Nixon	Stein
Blanchfield	Dempsey	Johnson, R.S.	Nolan	Stevens, W.C.
Blumenthal	Deyo	Jones	O'Connor, J.J.	Stewart
Boyce	Duffy	Kelly	O'Connor, J.K.	Stranahan
Brady	Fish	Kill	O'Hare	Tompkins
Burns, W. B.	Fitts	Kimball	Page	Towne
Bush, G. H.	Gardenier	Kurth	Peck	Townsend
Byrne	Gibbs	Le Roy	Rice	Treadway
Byrnes	Greene	Mase	Riley	Van Vranken
Connolly	Gretsinger	McTernan	Sage	Webster
Cooney	Guenther	Menninger	Schaaff	Whipple
Courtney	Haffner	Miller	Selleck	White
Currier	Harwood	Monaghan	Sheehan	Wissig
Curtis				

Those who voted in the negative, were

Acker	Bridges	Everett	King	Pealer
Andrus	Burns, J. I.	Groat	Lane, H. J.	Stevens, J. H.
Ballantine	Coons	Huson	Lewis, R. J.	Stevens, N.
Bennett	Crawford	Johnson, A.	Mott	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'" (No. 699.)

"An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First Regiment of the New York Volunteers in the United States war with Mexico, in the years 1846, 1847 and 1848." (No. 597.)

"An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the various islands in the harbor of New York." (No. 930.)

Ordered, That the Clerk deliver said resolution to the Governor.

The bill (No. 1172) entitled "An act for the improvement of the south branch of the Saranac river, and making an appropriation therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 69}
{NOES 14}

Those who voted in the affirmative, were

Acker	Decker	Johnson, I. S.	Miller	Stevens, N.
Adams	Dempsey	Johnson, R. S.	Monaghan	Stevens, W. C.
Blanchfield	Dinkelspiel	Jones	Nixon	Stewart
Boyce	Duffy	Kelly	Nolan	Sullivan
Brady	Endres	Kerrigan	O'Connor, J. J.	Tompkins
Burns, J. I.	Fitts	Kill	O'Connor, J. K.	Townsend
Burns, W. B.	Gibbs	Kimball	Page	Treadway
Byrne	Greene	Kurth	Pierson	Van Vranken
Byrnes	Guibord	Lane, H. J.	Rhodes	Webster
Clarke	Haffner	Le Roy	Riley	Whipple
Cooney	Harwood	Lewis, B. B.	Schaaff	White
Cornell	Henderson	L'Hommedieu	Sheehan	Willis
Courtney	Johnson, A.	Martin	Shields	Wissig
Curtis	Johnson, H. C.	McTernan	Sohmer	

Those who voted in the negative, were

Abbey	Blumenthal	Deyo	Huson	Pealer
Andrus	Coons	Dickinson	Lane, O. F.	Stevens, J. H.
Bennett	Davis	Groat	Lewis, R. J.	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 219) entitled "An act making an appropriation for the purpose of dredging the outlet of Cassadaga lake," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 16}

Those who voted in the affirmative, were

Acker	Cornell	Harwood	McTernan	Stein
Adams	Currier	Henderson	Menninger	Stevens, W. C.
Barton	Decker	Johnson, H. C.	Miller	Sullivan
Blanchfield	Dempsey	Johnson, R. S.	Monaghan	Sulzer
Boyce	Dinkelspiel	Jones	Mullaney	Tompkins
Brady	Duffy	Kelly	Nixon	Towne
Burns, J. I.	Endres	Kerrigan	Nolan	Townsend
Burns, W. B.	Gardenier	Kill	O'Connor, J. J.	Treadway
Bush, G. H.	Gibbs	Kimball	O'Connor, J. K.	Van Vranken
Byrne	Gretsinger	Le Roy	O'Hare	Webster
Byrnes	Guenther	Lewis, B. B.	Riley	Whipple
Clarke	Guibord	L'Hommedieu	Sawmiller	White
Connelly	Haffner	Martin	Sheehan	Willis
Cooney				

Those who voted in the negative, were

Abbey	Crawford	Everett	King	Lewis, R. J.
Bennett	Deyo	Groat	Kurth	Schaaff
Blumenthal	Dickinson	Johnson, A.	Lane, O. F.	Shields
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the report of the committee of conference on Senate bill No. 489, entitled "An act to provide for the rapid transit railways in cities of over 100,000 inhabitants," with a message that they have agreed to the report of the committee of conference thereon, and have appointed as such new committee of conference Messrs. Fassett, Saxton and Cantor.

The Senate bill (Rec. No. 173) entitled "An act to confirm and legalize certain Senate resolutions for the purchase of books for the Senate library, passed by the Senate of 1889, and to make an appropriation therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gardenier	Le Roy	Riley
Acker	Cornell	Greene	Lewis, B. B.	Sage
Adams	Courtney	Groat	Lewis, R. J.	Saunders
Andrus	Crawford	Guenther	L'Hommedieu	Sawmiller
Ballantine	Currier	Guibord	McTernan	Schaaff
Barton	Curtis	Haffner	Menninger	Sheehan
Bennett	Davis	Harwood	Monaghan	Sheffer
Blanchfield	Decker	Hoag	Nixon	Stevens, J. H.
Blumenthal	Dempsey	Huson	Nolan	Stranahan
Boyce	Deyo	Johnson, H.C.	O'Connor, J.J.	Sulzer
Bradford	Dickinson	Johnson, R.S.	O'Connor, J.K.	Townsend
Bridges	Dinkelspiel	Jones	O'Hare	Van Vranken
Burns, J. I.	Endres	Kelly	Pealer	Webster
Burns, W. B.	Everett	Kill	Peck	Weed
Byrne	Fish	Kimball	Pierson	White
Christie	Fitts	Lane, O. F.	Rhodes	Willis
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 244) entitled "An act making an appropriation for continuing the work of the commissioners of statutory revision" (Rec. No. 100), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	L'Hommedieu	Saunders
Acker	Coons	Harwood	Mase	Sawmiller
Adams	Cornell	Henderson	McTernan	Schaaff
Andrus	Courtney	Huson	Menninger	Selleck
Ballantine	Crawford	Johnson, H.C.	Monaghan	Sheehan
Barton	Decker	Johnson, I. S.	Mott	Sheffer
Bennett	Dempsey	Johnson, R.S.	Mullaney	Shields
Blumenthal	Deyo	Jones	Nixon	Stevens, J. H.
Boyce	Dinkelspiel	Kelly	Nolan	Stranahan
Bradford	Duffy	Kerrigan	O'Connor, J.J.	Sullivan
Brady	Endres	Kill	O'Connor, J.K.	Sulzer
Bridges	Everett	Kurth	Peck	Tompkins
Burns, W. B.	Fish	Lane, H. J.	Rhodes	Treadway
Byrne	Fitts	Lane, O. F.	Rice	Van Vranken
Byrnes	Gretsinger	Larmon	Riley	Whipple
Christie	Groat	Le Roy	Sage	White
Clarke	Guenther	Lewis, B. B.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1232) entitled "An act to authorize driving park and park associations organized under chapter 248 of the Laws of 1872, entitled 'An act to authorize the formation, establishing and maintaining of driving park and park associations,' to issue their capital stock in payment of property," having been announced for a third reading,

On motion of Mr. Sheehan, said bill was laid upon the table.

The bill (No. 1253) entitled "An act to amend chapter 248 of the Laws of 1872, entitled 'An act to authorize the formation, establishment and maintaining of driving park and park associations,' and the acts amendatory thereof," having been announced for a third reading,

On motion of Mr. Sheehan, said bill was laid upon the table.

The Senate returned Senate bill entitled "An act to revise, consolidate and amend the laws relating to the registry of voters, except in the cities of New York and Brooklyn" (Rec. No. 126), with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a committee of conference thereon, consisting of Messrs. Linson, Saxton and Hendricks, and request the appointment of a like committee on the part of the Assembly.

Mr. Acker moved that a committee of conference be appointed on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Acker, King, Saunders, Greene and McTernan.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

The bill (No. 1278) entitled "An act in relation to business corporations, constituting chapter 41 of the general laws," having been announced for a third reading,

On motion of Mr. Whipple, and by unanimous consent, the same was amended as follows:

Section 2, subdivision 3, line 10, printed bill, strike out the words "which shall not exceed \$5,000,000."

Section 22, strike out the word "January" and insert the word "May," and strike out the words "December 31, 1890" and insert the words "April 30, 1891."

Section 23, strike out the words "December 31, 1890" and insert the words "April 30, 1891."

Section 24, strike out the word "March" and insert the word "May."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Connelly	Greene	Larmon	Rice
Acker	Cooney	Gretsinger	Le Roy	Schaaff
Adams	Coons	Groat	Lewis, B. B.	Sheehan
Andrus	Cornell	Henderson	L'Hommedieu	Shields
Ballantine	Courtney	Hoag	Martin	Stevens, W. C.
Barton	Currier	Huson	McTernan	Stewart
Bennett	Curtis	Johnson, H. C.	Miller	Stranahan
Blumenthal	Decker	Johnson, I. S.	Monaghan	Sullivan
Boyce	Dempsey	Jones	Mott	Tompkins
Bradford	Deyo	Kelly	Nixon	Towne
Brady	Dinkelspiel	Kerrigan	O'Connor, J. J.	Townsend
Bridges	Duffy	Kill	O'Connor, J. K.	Treadway
Burns, J. I.	Everett	Kimball	Page	Weed
Byrne	Fish	Kurth	Pealer	Whipple
Byrnes	Fitts	Lane, H. J.	Peck	White
Clarke	Gardenier	Lane, O. F.	Rhodes	Wissig

For the negative,

O'Hare

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend section 944 of an act entitled 'An act to establish a Code of Criminal Procedure relative to the criminal statistics'" (No. 1481), reported the same with the recommendation that the title be amended by striking out all between the word "of" first occurring, and the word "relative," and insert the words "the Code of Criminal Procedure."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to incorporate the Buffalo Produce Exchange" (No. 1349), reported the same without recommendation.

Ordered, That said bill be engrossed for a third reading.

The bill (No. 148) entitled "An act for the incorporation of ichthyological societies," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Hoag	McTernan	Sheehan
Acker	Courtney	Huson	Miller	Sheffer
Adams	Davis	Johnson, A.	Monaghan	Shields

Andrus	Decker	Johnson, H.C.	Mott	Stevens, J. H
Ballantine	Dempsey	Johnson, I. S.	Mullaney	Stevens, N.
Bennett	Deyo	Johnson, R.S.	O'Connor, J.J.	Stevens, W. C.
Blanchfield	Dickinson	Jones	O'Connor, J.K.	Stewart
Blumenthal	Duffy	Kelly	Page	Stranahan
Boyce	Endres	Kerrigan	Pealer	Sullivan
Bradford	Fish	Kill	Peck	Sulzer
Brady	Fitts	Kimball	Pierson	Townsend
Bridges	Gretsinger	Kurth	Rice	Treadway
Burns, J. I.	Groat	Lane, O. F.	Riley	Webster
Byrne	Guenther	Le Roy	Sage	Weed
Christie	Guibord	Lewis, B. B.	Saunders	Whipple
Clarke	Harwood	Lewis, R. J.	Schaaff	White
Connelly	Henderson	L'Hommedieu	Selleck	Wissig
Cooney	Hitt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1355) entitled "An act in relation to railroads, constituting chapter 39 of the general laws," having been announced for a third reading.

Mr. Whipple moved to recommit said bill to the committee on general laws, retaining its place with power to report at any time, with instructions to amend as follows:

(Reference in all cases to printed bill.)

Section 16, line 2, after the word "corporation" insert the words "hereafter incorporated."

Section 181, strike out the word "January" and insert the word "May."

Same section, strike out the words "December 31, 1890" and insert the words "April 30, 1891."

Section 182, strike out the words "December 31, 1890" and insert the words "April 30, 1891."

Section 183, strike out the word "January" and insert the word "May."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the order of business to be the second reading of bills.

Mr. J. K. O'Connor gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 633, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks.'"

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 630, entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of Abner L. Roberts against the State, and to make an award therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned Senate bill No. 530, entitled "An act in relation to towns, constituting chapter 20 of the general laws" (Rec. No. 345), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate,

The Senate returned the concurrent resolution of April 30, relative to requesting the Governor to appoint an agent to examine the muster and pay-rolls of the companies and detachments of volunteers and militia of the war of 1812.

The privileges of the floor were extended to Hons. R. C. Blackall, James P. Graham, Daniel Waterman, John Parks, John P. Windolph, Geo. H. Weed and William S. Andrews.

On motion of Mr. Fish, the House adjourned.

TUESDAY, MAY 6, 1890.

The House met pursuant to adjournment.

Prayer by Rev. W. J. Duiker.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

The Senate returned the bill entitled "An act to amend section 322 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York'" (No. 1034), with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 2 and insert sections 2, 3 and 4, as follows:

§ 2. Section 921 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," is hereby amended so as to read as follows:

§ 921. The commissioner of public works shall annually, at the time the tax levy in each year is confirmed by the board of aldermen, cause to be prepared and transmitted to the clerk of arrears a separate account for each ward of all lots on which the regular rents for that water year and any unreturned water rents for the previous water year, including the extra charges to be included in said regular rents, as provided by section 350 of this act, may remain unpaid with the amount due on each lot, and shall, at the same time, notify the comptroller of the aggregate amounts of such regular water rents so returned, and shall thereafter receive no payment on account of the same, but may, nevertheless, certify to the clerk of arrears any overcharges which shall, upon such certificate, be remitted by the clerk of arrears, at any time before settlement. The said commissioner of public works is hereby authorized to prescribe a penalty, not exceeding the sum of five dollars for each offense, for permitting water to be wasted, and for any violation of such reasonable rules as he may from time to time prescribe for the prevention of the waste of water; such

finer shall be added to the regular water rents. The commissioner of public works is hereby authorized and empowered to cancel all unreturned charges for water which have stood upon the books of the department of public works for two years or upwards.

§ 3. Section 915 of the said act is hereby amended so as to read as follows:

§ 915. All taxes and all assessments for city improvements, and all regular Croton water rents, and the interest and charges thereon, which may be laid, or have heretofore been laid, upon any real estate in the city and county of New York, shall be and continue to be, until paid or canceled, pursuant to law, a lien thereon, and shall be preferred in payment to all other charges. No assessment for any city improvement shall be deemed to be fully confirmed, so as to be due and be a lien upon the property included in the assessment, until the title thereof, with the date of confirmation by the Supreme Court, or by the board of revision and correction of assessments, as the case may be, shall be, with the date of such entry, in a record of the titles of assessments confirmed, to be kept in the office of the bureau of the clerk of arrears.

§ 4. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act to amend sections 322, 921 and 915 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

By unanimous consent,

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cornell	Greene	Le Roy	Sheehan
Acker	Courtney	Gretsinger	Lewis, B. B.	Sheffer
Adams	Crawford	Groat	Lewis, R. J.	Shields
Andrus	Currier	Guenther	L'Hommedieu	Stevens, W. C.
Ballantine	Curtis	Guibord	Martin	Stranahan
Bennett	Davis	Haffner	McTernan	Sullivan
Blanchfield	Decker	Harwood	Menninger	Tompkins
Blumenthal	Dempsey	Henderson	Mott	Townsend
Boyce	de Peyster	Johnson, I. S.	Mullaney	Treadway
Bridges	Deyo	Johnson, R. S.	Nixon	Webster
Burns, J. I.	Dickinson	Jones	O'Connor, J. J.	Weed
Bush, R. P.	Dinkelspiel	King	O'Connor, J. K.	Whipple
Christie	Endres	Kurth	Peck	White
Connelly	Everett	Lane, H. J.	Rhodes	Willis
Cooney	Fish	Lane, O. F.	Saunders	Wissig
Coons	Fitts	Larmon	Schaaff	

For the negative,

O'Hare

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed the following entitled bills:

"An act to amend chapter 465 of the Laws of 1875, entitled 'An act to require the payment of certain premiums to the fire department of cities and villages by fire insurance companies not organized under the laws of the State of New York, but doing business therein,' and the acts amendatory thereof." (No. 1161.)

"An act, to restore to owners of water-power on the Black river the water diverted by the State for canal purposes." (No. 1495.)

"An act to incorporate the New York and New England Agricultural and Industrial Society." (No. 1157.)

"An act to amend chapter 792 of the Laws of 1866, entitled 'An act to incorporate the village of Port Richmond in the county of Richmond.'" (No. 1248.)

"An act for the better protection of shell-fish upon their natural beds, and the planting of oysters upon the lands and shores under the waters in the territorial jurisdiction of Kings county." (No. 1081.)

"An act authorizing an additional appropriation of \$2,500 for the construction of a new iron bridge with double driveways and sidewalks over the Erie canal at George street in the city of Rome." (No. 1281.)

"An act to repeal subdivision 11 of section 90 of chapter 6, title 3 of part 2 of the Revised Statutes." (No. 1170.)

"An act to regulate the price of illuminating gas in villages and cities of 10,000 and over, up to 800,000." (No. 1292.)

"An act to amend chapter 172 of the Laws of 1863, entitled 'An act in relation to the accounts of town officers.'" (No. 1294.)

"An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 1236.)

"An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery." (No. 1169.)

"An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870." (No. 1155.)

"An act to amend subdivision 4 of section 1081 of the Code of Civil Procedure, relating to trial jurors in the city of New York." (No. 1286.)

"An act to authorize the stockholders of the Agricultural Society of Northern Chautauqua to hold a special meeting for increasing its capital stock." (No. 1195.)

"An act releasing certain real estate of the Prospect Hill Reformed Dutch church in the city of New York from the taxes for 1889." (No. 887.)

"An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers.'" (No. 1097.)

"An act to amend sections 755 and 757 of the Code of Civil Procedure." (No. 1285.)

"An act further to extend the time within which the East Side

Mount Vernon Railway Company shall complete the several portions or sections of its railway." (No. 1016.)

"An act to amend chapter 94 of the Laws of 1872, entitled 'An act to incorporate the Moose River Improvement Company.'" (No. 603.)

"An act to amend section 746 of the Code of Civil Procedure, in relation to investing trust funds.'" (No. 1284.)

"An act to authorize the Board of Claims to hear, audit and determine the claim or claims of Peter R. Fingar against the State and to make an award therein." (No. 765.)

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'" (No. 1198.)

"An act to amend chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors.'" (No. 671.)

"An act conferring jurisdiction upon the State Board of Claims to hear, audit and determine the claim of David T. Smith against the State, and to make an award therefor." (No. 1210.)

"An act making an appropriation for building about 2,000 lineal feet of vertical cement wall on the berme side of the Erie canal, in the village of Mohawk, in the county of Herkimer." (No. 185.)

"An act to provide for the enlarging and construction of ditches on farm lots Nos. 43, 52 and 53 in the towns of DeWitt and Manlius, in Onondaga county, to carry off the water percolating through the banks of the Erie canal." (No. 747.)

"An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the City of Rome.'" (No. 1497.)

"An act to suppress gambling, pool selling, pauperism and crime." (No. 1213.)

"An act to amend sections 2512 and 2546 of the Code of Civil Procedure." (No. 1524.)

"An act to amend section 1366 of the Code of Civil Procedure." (No. 1282.)

"An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3 and section 3 of title 4 and sections 2 and 4 of title 5 and section 1 of title 7 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 1523.)

"An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty insurance companies, and in relation to agencies for such companies, and the acts amendatory thereof.'" (No. 1066.)

"An act to amend chapter 174, Laws of 1853, entitled 'An act in relation to laying out private roads and discontinuing public highways.'" (No. 1194.)

"An act in relation to private bankers." (No. 1497.)

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 2, 1890. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 1415, entitled

"An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Decker	Huson	Monaghan	Stevens, J. H.
Acker	Dempsey	Johnson, A.	Mott	Stevens, N.
Adams	de Peyster	Johnson, I. S.	Mullaney	Stevens, W. C.
Andrus	Deyo	Jones	Nixon	Stewart
Ballantine	Dinkelspiel	Kill	O'Connor, J. J.	Stranahan
Barton	Duffy	Kimball	O'Connor, J. K.	Sullivan
Bennett	Endres	King	O'Hare	Thompson
Blumenthal	Fish	Kurth	Pealer	Tompkins
Boyce	Fitts	Lane, H. J.	Peck	Townsend
Bradford	Gibbs	Lane, O. F.	Rhodes	Webster
Bush, R. P.	Greene	Larmon	Saunders	Weed
Cannely	Gretsinger	Le Roy	Schaaff	Whipple
Cooney	Guenther	Lewis, B. B.	Selleck	White
Coons	Guibord	Lewis, R. J.	Sheehan	Willis
Cornell	Harwood	L'Hommedieu	Sheffer	Wissig
Davis	Henderson	Miller		

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Greene, and by unanimous consent, the same was amended as follows:

Section 2, strike out the words "William D. Stratton, John E. Iseman, Francis M. Barnes, Daniel H. Bailey, Cornelius Macardell, Lafayette Olney, who are hereby duly appointed commissioners," and insert in place thereof the words "a commission to consist of six persons, three from each of the two principal political parties into which the people of the State are divided, who are to be appointed by the mayor, and whose duty it shall be."

Section 6, line 3, strike out the word "hereby," and insert the word "so."

Section 8, strike out the words "This act shall not go into effect," and insert the words "The powers conferred by this act shall not be exercised."

Same section, line 2, strike out the word "people," and insert the word "taxpayers."

Insert as section 9 the following:

"§ 9. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Mase	Stevens, J. H.
Acker	Cornell	Guibord	Monaghan	Stevens, N.
Adams	Courtney	Harwood	Mullaney	Stevens, W. C.
Andrus	Crawford	Henderson	Nixon	Stranahan
Ballantine	Davis	Huson	Nolan	Thompson
Barton	Decker	Johnson, A.	O'Connor, J. J.	Tompkins
Blanchfield	de Peyster	Kimball	O'Connor, J. K.	Townsend
Blumenthal	Deyo	King	O'Hare	Treadway
Boyce	Endres	Kurth	Pealer	Van Vranken
Bradford	Everett	Lane, H. J.	Pearsall	Webster
Bridges	Fish	Lane, O. F.	Pierson	Weed
Burns, J. I.	Fitts	Larmon	Rhodes	Whipple
Bush, R. P.	Gibbs	Le Roy	Saunders	White
Byrne	Greene	Lewis, B. B.	Sheehan	Willis
Christie	Gretsinger	Lewis, R. J.	Sheffer	Wissig
Connelly	Groat	L'Hommedieu		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act to amend section 1341 of the Code of Civil Procedure, relating to appeals from county courts" (No. 1146), with a message that they have concurred in the passage of the same, with the following amendments:

Insert new sections, to be sections, 1, 2, 3, 4, 5 and 6, as follows:

SECTION 1. Section 1132 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1132. Trial jurors must be selected by the commissioner of jurors, who may decide upon their qualifications and exemptions, as prescribed in this article. The commissioner may, from time to time, appoint, and at pleasure remove, one assistant, and as many more assistants, clerks and messengers, as the board of supervisors directs. The commissioner shall also appoint, and remove, from time to time, as many clerks, not to exceed nine, as may be required to prepare jury notices for service, and serve the same as directed by the commissioner. The board of estimate of the city of Brooklyn and the county of Kings shall fix the salary of said commissioner. The said clerks as notice-servers shall possess the same powers as deputy sheriffs in performance of such duties, and their salaries shall be fixed by the board of estimate of the city of Brooklyn and the county of Kings, and in each case shall not be less than \$1,000, or more than \$1,200, per annum. The commissioner, and each assistant, whom he designates for the purpose, by a certificate, filed in the office of the county clerk, may administer an oath or affirmation, in relation to any matter embraced within the provisions of this article. The commissioner must keep a record of all proceedings before him, or in his office.

§ 2. Section 1146 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1146. Immediately after each drawing of trial jurors the commissioner must prepare a panel, verified by his affidavit, containing the names of the jurors drawn, with the proper additions of each, and stating for what court and for what term they were drawn. He must transmit the panel to the sheriff of the county, who must keep it on file in his office for public inspection. The commissioner must forthwith notify each juror named therein to attend the term for which he was drawn by serving upon him a notice to that effect addressed to him. The notice may be served personally or by leaving it at the juror's residence or usual place of business with a person of proper age and discretion. It must specify the days during which the juror is required to be present, and it may contain copies of such portions of this article as the commissioner deems proper.

§ 3. Section 1147 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1147. The thirty-six trial jurors first drawn for a term, or such other number as the judge appointed to hold or preside at the term directs, must be notified to be present during the first six days of the term; and the thirty-six trial jurors next drawn, or such other number as the judge directs, must be notified to be present during the next six days of the term, and a like number during each succeeding six days. The judge holding or presiding at the term may, in his discretion, on the application of a trial juror, excuse him from the whole or a part of the time of service of a juror to a later day during the same or a subsequent term of the court. Each juror whose time of service is changed to a day certain must attend at the opening of court on that day, and thereafter until discharged, without further notice. If he fails so to do, he is liable to the same punishment as if he had been personally notified by the commissioner to attend the term, and to be present on that day. The clerk of the court must enter in a book, kept for that purpose, the name of each juror who is so excused, or whose time of service is changed.

§ 4. Section 1148 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1148. Before the commencement of each term of a court for which trial jurors have been drawn, as prescribed in this article, the commissioner must file with the clerk the panel, or a copy of the panel, with a return, under his hand, indorsed thereupon, or annexed thereto, showing the name and additions of each juror notified, the days during which he was notified to attend, and the manner in which he was notified.

§ 5. Section 1149 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1149. At any time during the sitting of a term of a court of record in the county, the court may direct an additional number of trial jurors to be drawn for that term. The order must specify the number to be drawn, and the time of drawing. The drawing must be conducted as prescribed in sections 1141, 1142 and 1143 of this act, except that notice is not required. The commissioner must forthwith

notify each juror drawn by such a notice as the court directs to attend the term at the time specified in the order.

§ 6. Section 1150 of the Code of Civil Procedure is hereby amended so as to read as follows:

§ 1150. In a special proceeding pending before the county judge of Kings county, in which a trial jury is necessary, the judge may empanel a jury from the trial jurors who are serving at the time in the court of sessions of the county. In a special proceeding pending before a judge of the city court of Brooklyn, in which a trial jury is necessary, the judge may empanel a jury from the trial jurors serving in the court of sessions, or in the city court, as the case may be, the judge may make an order requiring the commissioner of jurors to draw the number of trial jurors designated therein; whereupon the commissioner must draw the requisite number, and the commissioner must notify them, as prescribed in this article for drawing and notifying other trial jurors.

Change "§ 1" of engrossed bill to "§ 7," and "§ 2" to "§ 8."

New section 8, engrossed bill, strike out the words "on the first day of September, 1890" and insert the word "immediately."

Amend the title so as to read as follows:

"An act to amend sections 1132, 1146, 1147, 1148, 1149, 1150, and 1341 of the Code of Civil Procedure."

By unanimous consent,

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Lewis, B. B.	Sheehan
Acker	Courtney	Groat	L'Hommedieu	Sheffer
Adams	Crawford	Guenther	Mase	Stevens, J. H.
Andrus	Currier	Guibord	McTernan	Stevens, N.
Ballantine	Curtis	Harwood	Miller	Stevens, W. C.
Barton	Davis	Henderson	Mott	Stewart
Bennett	Decker	Hoag	Mullaney	Thompson
Blumenthal	Dempsey	Huson	O'Connor, J. K.	Tompkins
Boyce	Deyo	Jonsson, A.	Pealer	Townsend
Bridges	Dickinson	Jones	Pearsall	Webster
Burns, J. I.	Dinkelspiel	Kimball	Peck	Weed
Bush, R. P.	Endres	King	Rhodes	Whipple
Byrne	Everett	Kurth	Riley	White
Christie	Gardenier	Lane, H. J.	Saunders	Willis
Connelly	Gibbs	Lane, O. F.	Schaaff	Wissig
Coons	Greene	Le Roy		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A message from the Senate was received and read, as follows:

IN SENATE, *May 2, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill Int. No. 598, entitled "An act to authorize the commissioners of city works of the city of Brooklyn to increase the office accommodations of the department of collection of said city in the municipal building, and to provide for the payment therefor." (Rec. No. 295.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Jacobs, and by unanimous consent, the same was amended as follows:

Section 1, line 2, engrossed bill, strike out the word "shall" and insert in place thereof the words "is authorized to."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Currier	Harwood	Monaghan	Stevens, J. H.
Acker	Curtis	Huson	Mullaney	Stevens, N.
Adams	Davis	Johnson, A.	Nixon	Stevens, W.C.
Andrus	Decker	Johnson, I. S.	Nolan	Stewart
Ballantine	Dempsey	Jones	O'Connor, J. J.	Thompson
Barton	Deyo	Kelly	O'Connor, J. K.	Tompkins
Bennett	Dickinson	Kimball	Pealer	Towne
Blanchfield	Duffy	Kurth	Pearsall	Townsend
Blumenthal	Everett	Lane, H. J.	Rice	Treadway
Bridges	Gardenier	Lane, O. F.	Saunders	Webster
Burns, J. I.	Gibbs	Lewis, B. B.	Schaaff	Weed
Bush, R. P.	Greene	L'Hommedieu	Selleck	Whipple
Byrne	Gretsinger	Mase	Sneehan	White
Christie	Groat	McTernan	Sheffer	Willis
Coons	Guenther	Menninger	Shields	Wissig
Crawford	Guibord	Miller		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Lewis, B. B.	Sheffer
Acker	Crawford	Haffner	L'Hommedieu	Stevens, J. H.
Adams	Currier	Harwood	Mase	Stevens, N.
Andrus	Curtis	Hoag	McTernan	Stevens, W. C.
Ballantine	Davis	Huson	Miller	Stewart
Barton	Decker	Johnson, A.	Nixon	Sullivan
Bennett	Dempsey	Johnson, H. C.	Nolan	Thompson
Blanchfield	Deyo	Johnson, I. S.	O'Connor, J. J.	Tompkins
Blumenthal	Dickinson	Jones	O'Connor, J. K.	Towne
Boyce	Duffy	Kelly	O'Hare	Townsend
Bradford	Endres	Kill	Page	Webster
Bridges	Everett	Kimball	Pealer	Weed
Burns, J. I.	Fitts	Lane, H. J.	Rhodes	Whipple
Byrne	Gibbs	Lane, O. F.	Riley	White
Christie	Greene	Larmon	Saunders	Willis
Connelly	Gretsinger	Le Roy	Schaaff	Wissig
Cooney	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same as amended.

The Senate returned the bill entitled "An act to amend chapter 468 of the Laws of 1889, entitled 'An act to provide for the preliminary education of medical students'" (No. 961), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference in all cases to engrossed bill.)

Section 1, line 19, strike out the words "and in accordance with the rules."

Same section, line 21, after the word "York" insert the words "or by the faculty of a medical school or college entitled to confer the degree of doctor of medicine in accordance with the standards and rules of the said Regents."

Same section, line 23, after the word "philosophy" insert the words "or in their substantial equivalents approved by the said Regents."

Insert as section 2 the following:

"§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Menninger	Shields
Acker	Crawford	Hoag	Monaghan	Stevens, J. H.
Adams	Currier	Huson	Mullaney	Stevens, N.

Ballantine	Curtis	Johnson, A.	Nixon	Stevens, W. C.
Barton	Davis	Johnson, H.C.	Nolan	Stewart
Bennett	Decker	Johnson, I. S.	O'Connor, J.J.	Sullivan
Blanchfield	Dempsey	Jones	O'Connor, J.K.	Thompson
Boyce	Deyo	Kill	O'Hare	Tompkins
Bradford	Duffy	Kimball	Page	Towne
Brady	Everett	Kurth	Pealer	Townsend
Bridges	Gardenier	Lane, O. F.	Pearsall	Treadway
Burns, J. I.	Gibbs	Larmon	Sage	Van Vranken
Bush, R. P.	Greene	Lewis, B. B.	Saunders	Webster
Byrne	Groat	L'Hommedieu	Schaaff	Whipple
Connelly	Guibord	Martin	Sheehan	Willis
Cooney	Haffner	McTernan	Sheffer	Wissig
Cornell	Harwood			

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend the Penal Code by adding an additional section thereto, to be known as section 447 'A'" (No. 1121), with a message that they have non-concurred in the passage of the same.

On motion of Mr. Gibbs, said bill was laid upon the table.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 120 of the Laws of 1886, entitled 'An act to revise the charter of the city of Lockport,' as amended by chapter 201 of the Laws of 1888" (Rec. No. 442), which was read the first time.

On motion of Mr. Speaker (for Mr. Kill), and by unanimous consent, the rules were suspended, and said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 00}

Those who voted in the affirmative, were

Abkey	Coons	Harwood	McTernan	Sheffer
Acker	Cornell	Henderson	Menninger	Shields
Adams	Courtney	Hoag	Monaghan	Stevens, J. H.
Andrus	Crawford	Huson	Mullaney	Stevens, N.
Ballantine	Currier	Johnson, A.	Nixon	Stevens, W. C.
Barton	Curtis	Johnson, H.C.	Nolan	Stewart
Bennett	Davis	Johnson, I. S.	O'Connor, J.J.	Sullivan
Blanchfield	Decker	Johnson, R.S.	O'Connor, J.K.	Sulzer
Blumenthal	Dempsey	Jones	O'Hare	Tompkins
Boyce	Deyo	Kill	Page	Towne
Brady	Dickinson	Kimball	Pealer	Townsend
Bridges	Duffy	Lane, H. J.	Pearsall	Treadway
Burns, J. I.	Endres	Lane, O. F.	Pierson	Webster
Byrne	Everett	Larmon	Sage	Weed

Byrnes	Gardenier	Lewis, B. B.	Saunders	Whipple
Christie	Greene	Lewis, R. J.	Schaaff	White
Connolly	Groat	L'Hommedieu	Selleck	Wissig
Cooney	Guenther	Mase	Sheehan	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

"An act to amend chapter 40 of the Laws of 1848, entitled as amended by chapter 838 of the Laws of 1866, 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes'" (Rec. No. 443), which was read the first time and referred to the committee on general laws.

"An act for the relief of Samuel Curtis" (Rec. No. 444), which was read the first time and referred to the committee on claims.

"An act to amend sections 755 and 757 of the Code of Civil Procedure" (Rec. No. 445), which was read the first time and referred to the committee on codes.

"An act to amend chapter 330 of the Laws of 1874, entitled 'An act to provide for the election of a surrogate, separate from the county judge of the county of Suffolk, and to fix the salary of said surrogate, and also the salary of the county judge of said county hereafter to be elected'" (Rec. No. 446), which was read the first time.

On motion of Mr. Pierson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend section 921 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, relative to water rents'" (Rec. No. 447), which was read the first time and referred to the committee on affairs of cities.

"An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrears thereof, and to insure a more efficient collection of the same in future" (Rec. No. 448), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and erecting, enlarging, repairing and furnishing school buildings" (Rec. No. 449), which was read the first time.

On motion of Mr. Guenther, and by unanimous consent, said bill was substituted for Assembly bill No. 1531, now on the order of third reading.

"An act to authorize the president and trustees of the village of Wellsville to sell and convey to the Wellsville, Coudersport and Pine Creek Railroad Company a right of way across the lands occupied by said village as a village park" (Rec. No. 450), which was read the first time.

On motion of Mr. Acker, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. R. S. Johnson, from the committee on affairs of villages, to which was referred the Senate bill introduced by Mr. Chase, Int. No.

264, entitled "An act to provide a board of electric-light commissioners in and for the village of West Troy," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

The privileges of the floor were extended to Hons. A. C. Brundage, J. W. Veeder and Charles D. Baker.

The Senate bill (No. 408) entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' as amended by chapter 14 of the Laws of 1880" (Rec. No. 226), having been announced for a second reading,

On motion of Mr. Courtney, said bill was laid upon the table.

The bill (No. 1423) entitled "An act for acquiring the ownership and control of the road or highway known as the Brooklyn and Jamaica plank-road, located in the Twenty-fifth and Twenty-sixth wards of the city of Brooklyn," having been announced for a second reading,

Mr. Kurth moved to amend as follows:

Section 1, line 2, after the word "authorized" insert the words "in their discretion."

Same section, line 5, before the word "situated" insert the words "now open."

Same section, line 13, after the word "turnpike" insert the words "now open."

Section 2, line 5, strike out the words "its tracks" and insert in lieu thereof the words "each set of rails."

Section 5, line 3, strike out the word "shall" and insert the word "may."

Same section, lines 5 and 6, strike out the words "for not exceeding \$250,000."

Section 6, line 1, strike out the word "shall" and insert the word "may," and strike out, wherever it may appear, the words "Brooklyn and Jamaica Plank-road Company" and insert the words "Jamaica and Brooklyn Road Company."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. J. O'Connor moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, as amended, was then read the second time.

On motion of Mr. Kurth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1424) entitled "An act to authorize the issue of the bonds of the city of Rochester to pay for an additional water supply," was read the second time.

On motion of Mr. Endres, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1425) entitled "An act to regulate the practice of architecture," was read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1185) entitled "An act to extend the powers of boards

of supervisors over highways and bridges in counties other than New York and Kings," was read the second time.

On motion of Mr. W. B. Burns, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1326) entitled "An act to repeal section 2 of chapter 355 of the Laws of 1886, entitled 'An act increasing the legislative powers of boards of supervisors,'" was read the second time.

On motion of Mr. Connelly, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 145) entitled "An act for the better support of the poor in the town of Red Hook, in the county of Dutchess," was read the second time.

On motion of Mr. de Peyster, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 1428) entitled "An act to authorize the appointment of an Italian interpreter for grand juries and courts of sessions, and to fix the compensation thereof," was read the second time.

On motion of Mr. Cooney, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 702) entitled "An act to amend section 11 of article 1 of chapter 16 of part 1 of the Revised Statutes, relating to the purchase of road working tools by road districts," having been announced for a second reading,

On motion of Mr. Huson, the same was laid upon the table.

The Senate bill (No. 336), entitled "An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' and the several acts amendatory thereof" (Rec. No. 134), was read the second time.

On motion of Mr. White, said bill was placed on the order of third reading.

The Senate bill (No. 485) entitled "An act to amend chapter 183 of the Laws of 1867, entitled 'An act to authorize the construction of a bridge over Mill creek, in the town of Dix'" (Rec. No. 192), was read the second time.

On motion of Mr. J. I. Burns, said bill was placed on the order of third reading.

The Senate bill (Rec. No. 201) entitled "An act to amend chapter 188 of the Laws of 1886, entitled 'An act for the care and support of the poor in the county of Fulton,'" was read the second time.

On motion of Mr. Christie, said bill was placed on the order of third reading.

The Senate bill (No. 335) entitled "An act to amend chapter 556 of the Laws of 1888, entitled 'An act to provide for a police commission in the town of Flatbush, Kings county, and to establish a police force therein'" (Rec. No. 136), was read the second time.

On motion of Mr. Kurth, said bill was placed on the order of third reading.

The bill (No. 1429) entitled "An act to amend chapter 154 of the Laws of 1882, entitled 'An act to protect primary elections and conventions of political parties, and to punish offenses committed thereat,'" was read the second time.

On motion of Mr. Bradford, said bill was placed on the order of third reading, and referred to the committee on revision.

The bill (No. 530) entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State Board of Pharmacy and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie,'" having been announced for a second reading,

Mr. Fish moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved that all persons now present be allowed to remain.

Objected to by Mr. Fish.

Mr. Speaker asked unanimous consent that ladies be allowed to remain.

Objected to by Mr. Sheehan.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Courtney	Henderson	Monaghan	Shields
Acker	Crawford	Hoag	Mott	Sohmer
Adams	Currier	Huson	Mullaney	Stein
Andrus	Davis	Johnson, A.	Nixon	Stevens, J. H.
Ballantine	Decker	Johnson, H. C.	Nolan	Stevens, N.
Barton	Dempsey	Johnson, I. S.	O'Connor, J. J.	Stevens, W. C.
Bennett	de Peyster	Johnson, R. S.	O'Connor, J. K.	Stewart
Blanchfield	Deyo	Jones	O'Hare	Stranahan
Blumenthal	Dinkelspiel	Kelly	Page	Sullivan
Boyce	Duffy	Kerrigan	Pealer	Sulzer
Bradford	Endres	King	Pearsall	Thompson
Brady	Everett	Kurth	Peck	Tompkins
Bridges	Fish	Lane, H. J.	Pierson	Townsend
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Treadway
Burns, W. B.	Gardenier	Larmon	Riley	Van Vranken
Bush, R. P.	Gibbs	Le Roy	Sage	Webster
Byrne	Greene	Lewis, B. B.	Saunders	Weed
Byrnes	Gretsinger	Lewis, R. J.	Sawmiller	Whipple
Christie	Groat	L'Hommedieu	Schaaff	White
Connelly	Guenther	Mase	Selleck	Willis
Cooney	Guibord	McTernan	Sheehan	Wissig
Coons	Haffner	Miller	Sheffer	Speaker
Cornell	Harwood			

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Mr. Sheehan moved to suspend further proceedings under the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

In pursuance of notice previously given, Mr. Fish moved to suspend Rules 3, 28, 29 and 49, for the purpose of considering out of its order, on second reading, Senate bill No. 431, entitled "An act to revise and consolidate the laws for suppressing intemperance, and for regulating the sale of intoxicating liquors." (Rec. No. 194.)

Mr. Speaker put the question whether the House would agree to said motion to suspend Rules 3, 28, 29 and 49, and it was determined in the negative.

{AYES 62}
{NOES 60}

Those who voted in the affirmative, were

Acker	Decker	Johnson, H.C.	Miller	Stevens, W. C.
Adams	de Peyster	Johnson, I. S.	Mott	Stewart
Ballantine	Deyo	Johnson, R.S.	Nixon	Stranahan
Barton	Dickinson	Jones	Page	Thompson
Bennett	Everett	Kimball	Pearsall	Tompkins
Bradford	Fish	King	Peck	Towne
Bridges	Fitts	Lane, H. J.	Pierson	Treadway
Burns, J. I.	Gardenier	Larmon	Rhodes	Weed
Burns, W. B.	Gretsinger	Lewis, B. B.	Saunders	Whipple
Christie	Groat	Lewis, R. J.	Selleck	White
Crawford	Guibord	L'Hommedieu	Sheffer	Willis
Curtis	Hoag	Mase	Stevens, N.	Speaker
Davis	Johnson A.			

Those who voted in the negative, were

Abbey	Cooney	Haffner	Menninger	Schaaff
Andrus	Coons	Harwood	Monaghan	Sheehan
Blanchfield	Cornell	Henderson	Mullaney	Shields
Blumenthal	Courtney	Hitt	Nolan	Sohmer
Boyce	Currier	Huson	O'Connor, J.J.	Stein
Brady	Dempsey	Kelly	O'Connor, J.K.	Stevens, J. H.
Bush, G. H.	Dinkelspiel	Kerrigan	O'Hare	Sullivan
Bush, R. P.	Duffy	Kurth	Pealer	Sulzer
Byrne	Endres	Lane, O. F.	Rice	Townsend
Byrnes	Gibbs	Le Roy	Riley	Van Vranken
Clarke	Greene	Martin	Sage	Webster
Connelly	Guenther	McTernan	Sawmiller	Wissig

Mr. Fish asked unanimous consent that said bill do now have its second reading.

Objected to by Mr. Sheehan.

Mr. Sheehan moved to recommit said bill to the committee on excise, with instructions to strike out the enacting clause.

Mr. Fish raised the point of order that the House had refused to suspend the rule, and that the bill was not properly before the House.

Mr. Speaker decided the point of order well taken.

Mr. Speaker announced the pending question under the call of the House to be the bill No. 530, entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State Board of Pharmacy and to regulate the practice of pharmacy throughout the State of New York except in the counties of New York, Kings, and Erie.'"

Said bill was then read the second time.

On motion of Mr. Henderson, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 390) entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State Board of Pharmacy, and to regulate the practice of pharmacy throughout the

State of New York, except in the counties of New York, Kings and Erie'" (Rec. No. 189), having been announced for a second reading,

Mr. White moved to recommit said bill to the committee on public health, retaining its place on the order of second reading, with power to report at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill, was then read the second time.

On motion of Mr. Saunders, said bill was placed on the order of third reading.

Mr. Greene called from the table the Senate bill (No. 588) entitled "An act to amend chapter 205 of the Laws of 1883, entitled 'An act to abolish the office of Canal Appraisers and the State Board of Audit, and to establish a Board of Claims and define its powers and duties,' as amended by chapter 60 of the Laws of 1884, and as amended by chapter 365 of the Laws of 1888, and as amended by chapter 68 of the Laws of 1889." (Rec. No. 375.)

On motion of Mr. Greene, and by unanimous consent, said bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	McTernan	Sheffer
Adams	Courtney	Guenther	Monaghan	Stevens, J. H.
Andrus	Currier	Guibord	Mott	Stevens, N.
Bennett	Curtis	Haffner	Mullaney	Stevens, W. C.
Blanchfield	Davis	Harwood	Nixon	Stranahan
Bradford	Decker	Henderson	O'Connor, J. J.	Sulzer
Brady	Dempsey	Huson	O'Connor, J. K.	Thompson
Burns, J. I.	Deyo	Johnson, I. S.	Page	Tompkins
Burns, W. B.	Dickinson	Kurth	Pearsall	Townsend
Bush, G. H.	Duffy	Lane, H. J.	Peck	Treadway
Bush, R. P.	Endres	Lane, O. F.	Rice	Van Vranken
Byrne	Everett	Larmon	Riley	Webster
Clarke	Fish	Le Roy	Saunders	Whipple
Connelly	Fitts	Lewis, B. B.	Schaaff	White
Cooney	Gardenier	L'Hommedieu	Sheehan	Wissig
Coons	Greene	Martin		

Those who voted in the negative, were

Acker Towne

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bradford gave notice that on some future day he would move

to suspend Rules 3, 29 and 49, for the purpose of reading the third time, out of its order, the Senate bill (No. 331) entitled "An act to incorporate the Waddington Bridge Company, and to authorize said company to construct and maintain a bridge over the Saint Lawrence river, for railroad and other purposes."

Pursuant to notice previously given, Mr. Gardenier moved to suspend Rules 3, 26, 28, 29 and 49, for the purpose of considering out of its order the Senate bill (No. 576) entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water." (Rec. No. 304.)

Mr. Sheehan moved that this House do now resolve itself into a committee of the whole upon this bill.

Mr. Gardenier offered the following amendment:

Strike out sections 1 to 19 inclusive, and insert in place thereof the following:

"SECTION 1. Every person or persons or firm having any claim arising under any contract or agreement for the construction of the new reservoirs, dams and new aqueduct, and the appurtenances thereto or any part thereof made or entered into under the provisions of chapter 490 of the Laws of 1883, or the acts amendatory thereof or supplementary thereto, and every person or persons or firm having any claim growing out of or resulting from the construction of said new reservoir, dams and new aqueduct, or any part thereof, shall have a right of action for the amount or amounts due every such person or persons or firm, and the Supreme Court of the State of New York shall have jurisdiction in any action or special proceeding commenced for the enforcement of the payment of the same, or any part thereof, and any party to such action or special proceeding so commenced, can upon a written demand in his notice of trial and note of issue claim, and he shall be entitled to have, a first preference in the trial or hearing thereof over all other civil actions and special proceedings in all the courts of this State in which any such action or special proceeding may be pending, and the provisions of section 1103 of the New York City Consolidation Act of 1882 shall not apply to any such action or special proceeding.

"§ 2. This act shall take effect immediately."

On motion of Mr. Fish, and by unanimous consent, said amendment was ordered printed as a document, and its further consideration made a special order for this evening at 8 o'clock, on the order of second reading.

Pursuant to a notice previous given, Mr. J. K. O'Connor moved to suspend Rules 3, 28, 29 and 49, for the purpose of considering out of its order Senate bill No. 633, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks.'" (Rec. No. 387.)

Mr. Speaker put the question whether the House would agree to said motion to suspend the rules, and it was determined in the affirmative

{AYES 73}
{NOES 4}

Those who voted in the affirmative, were

Adams	Cornell	Haffner	Miller	Stevens, N.
Andrus	Courtney	Harwood	Monaghan	Stevens, W. C.
Ballantine	Curtis	Huson	Mott	Stranahan
Barton	Davis	Johnson, I. S.	Nixon	Sullivan
Bennett	Decker	Johnson, R. S.	O'Connor, J. J.	Tompkins
Blanchfield	Dempsey	Jones	O'Connor, J. K.	Towne
Boyce	de Peyster	Kelly	Page	Townsend
Bradford	Dinkelspiel	Kerrigan	Rice	Treadway
Brady	Endres	Kurth	Saunders	Webster
Bush, G. H.	Fish	Lane, H. J.	Sawmiller	Weed
Bush, R. P.	Gardenier	Lewis, B. B.	Schaaff	Whipple
Byrne	Gibbs	L'Hommedieu	Sheffer	White
Byrnes	Gretsinger	Mase	Shields	Willis
Christie	Groat	McTernan	Stevens, J. H.	Wissig
Cooney	Guibord	Menninger		

Those who voted in the negative, were

Burns, J. I. Connelly Everett Sulzer

Said bill having been announced for a second reading,

Mr. J. I. Burns moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. R. J. Lewis moved to strike out section 2.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Connelly moved to recommit said bill to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Sheehan, and by unanimous consent, said bill was placed on the order of third reading, with the understanding that the same be amended and discussed on third reading.

Mr. R. P. Bush gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 591, entitled "An act to amend sections 1 and 3 of chapter 542 of the Laws of 1830, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts."

On motion of Mr. Henderson, and by unanimous consent, the bill (No. 1509) entitled "An act amending chapter 330 of the Laws of 1850, entitled 'An act reincorporating the village of Little Falls by the name of Rockton,' and the several acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, R. J.	Pierson
Acker	Coons	Guibord	L'Hommedieu	Rhodes
Adams	Cornell	Harwood	McTernan	Saunders
Ballantine	Courtney	Henderson	Menninger	Schaaff
Barton	Currier	Hoag	Monaghan	Selleck
Bennett	Davis	Huson	Mott	Stein
Blanchfield	Decker	Johnson, H. C.	Mullaney	Stevens, W. C.
Blumenthal	Dempsey	Johnson, I. S.	Nixon	Sulzer
Boyce	Deyo	Johnson, R. S.	Nolan	Thompson
Bradford	Dickinson	Jones	O'Connor, J. J.	Tompkins
Brady	Dinkelspiel	Kimball	O'Connor, J. K.	Townsend
Bridges	Duffy	Kurth	O'Hare	Webster
Burns, J. I.	Endres	Lane, H. J.	Page	Weed
Bush, G. H.	Fitts	Lane, O. F.	Pealer	Whipple
Bush, R. P.	Gardenier	Larmon	Pearsall	White
Byrne	Groat	Lewis, B. B.	Peck	Wissig
Byrnes				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, the Clerk called the roll, that each member be permitted to give notice, on second reading, or to make motions in accordance with notice previously given on second reading.

Mr. Acker gave notice that on some future day he would move to suspend Rules 3, 27, 28, 29 and 49, in order that the Senate bill (No. 398) entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,' and relating to such corporations," now on the order of second reading, may be read out of its order the second and third time.

On motion of Mr. Andrus, and by unanimous consent, the bill (No. 1350), entitled "An act to amend section 10 of chapter 117 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings,'" was placed on the order of third reading.

Mr. Ballantine gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time, the bill (No. 1348) entitled "An act to incorporate the Stockport Bridge Company, in Delaware county."

On motion of Mr. Blanchfield, and by unanimous consent, the bill No. 1487, entitled "An act to amend chapter 706 of the Laws of 1887, entitled 'An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased,' as amended by chapter 261 of the Laws of 1888," was placed on the order of third reading.

On motion of Mr. Blumenthal, and by unanimous consent, Senate bill No. 609, entitled "An act to amend section 93 of the Code

of Civil Procedure, relating to court attendants" (Rec. No. 393), was placed on the order of third reading.

On motion of Mr. Bridges, and by unanimous consent, Senate bill No. 614, entitled "An act for the protection and education of farmers and manufacturers in the purchase and sale of fertilizers" (Rec. No. 378), was placed on the order of third reading.

Mr. Byrne gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, to take out of its regular order the bill (No. 1322) entitled "An act to amend section 66 of the Code of Civil Procedure," to have its second and third reading.

Mr. Connelly gave notice that on some future day he would move to suspend Rules 3, 29 and 49, for the purpose of reading the third time out of its order Senate bill No. 416, entitled "An act to adjust and confirm a fair and equitable assessment of the expense of constructing sewers in Tenth avenue, between Kingsbridge road and One Hundred and Seventy-third street, in the city of New York."

Mr. Cooney gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading the third time out of its order Senate bill No. 636, entitled "An act to amend the consolidation act of the city of Brooklyn," now on the order of third reading.

On motion of Mr. Davis, and by unanimous consent, Senate bill (Rec. No. 288), amending the charter of the village of Mount Morris, was placed on the order of third reading.

On motion of Mr. Decker, and by unanimous consent, Senate bill No. 453, entitled "An act for the relief of Gritman E. Fuller" (Rec. No. 279), was placed on the order of third reading.

On motion of Mr. Dempsey, and by unanimous consent, the bill (No. 1414) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome, as amended by chapter 384 of the Laws of 1881,'" was placed on the order of third reading.

Mr. Endres gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading the second and third time out of its order Assembly bill No. 825, entitled "An act to amend an act entitled 'An act to amend an act entitled 'An act regulating the sale of intoxicating liquors,' passed April 11, 1870, and the act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors,' passed April 16, 1857, passed May 21, 1873," now on the order of second reading.

On motion of Mr. Fish, and by unanimous consent, Senate bill No. 398, entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,' and relating to such corporations" (Rec. No. 340), was placed on the order of third reading.

Mr. Fitts gave notice that at some future day he would move to suspend Rules Nos. 3, 28, 29 and 49, for the purpose of reading out of its order Senate bill No. 581, entitled "An act to amend chapter 189 of the Laws 1889, entitled 'An act to provide a system of sewerage in a part of the town of New Utrecht, county of Kings,'" now on the order of second reading.

On motion of Mr. Gardenier, and by unanimous consent, Senate bill No. 593, entitled "An act repealing certain acts" (Rec. No. 341), was placed on the order of third reading.

On motion of Mr. Gibbs, and by unanimous consent, Senate bill No. 590, entitled "An act authorizing the adjudication and settlement of the taxes and assessments and the interest thereon for the non-payment of the same upon property in One Hundred and Twentieth street, in the city of New York, sold by the mayor, aldermen and commonalty of the city of New York to Henry McCaddin, Jr., in 1869, about the title to which there has been long litigation" (Rec. No. 413), was placed on the order of third reading.

On motion of Mr. Gretsinger, and by unanimous consent, the bill (No. 1327) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 20 }
{ NOES 62 }

Those who voted in the affirmative, were

Barton	Crawford	Gardenier	Kimball	Saunders
Bennett	Currier	Greene	Le Roy	Stranahan
Burns, J. I.	Curtis	Groat	Mase	Sullivan
Clarke	Decker	Henderson	Pearsall	Tompkins

Those who voted in the negative, were

Abbey	Christie	Huson	Menninger	Selleck
Acker	Cooney	Johnson, H. C.	Miller	Shields
Adams	Cornell	Johnson, I. S.	Mullaney	Stein
Andrus	Davis	Johnson, R. S.	Nolan	Stevens, J. H.
Ballantine	Dempsey	Jones	O'Connor, J. J.	Stevens, W. C.
Blanchfield	de Peyster	King	O'Hare	Stewart
Blumenthal	Deyo	Kurth	Pealer	Sulzer
Boyce	Dinkelspiel	Lane, H. J.	Peck	Thompson
Bradford	Duffy	Larmon	Pierson	Treadway
Brady	Endres	Lewis, B. B.	Rhodes	Van Vranken
Bridges	Fish	Lewis, R. J.	Riley	Weed
Bush, G. H.	Gibbs	McTernan	Schaaff	Wissig
Bush, R. P.	Harwood			

Mr. Gretsinger moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the negative.

Mr. O'Hare moved to postpone action on the motion to reconsider the vote by which said bill was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Groat gave notice that on some future day he would move to suspend Rules 3, 26, 28, 29 and 49, for the purpose of reading out of its order, on second reading, the Senate bill (No. 499) entitled "An act to authorize the selection of certain grounds for public parks in the city of Brooklyn, and in the vicinity thereof," and that the same may also be read out of its order in the order of third reading.

Mr. Guenther gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, in order that the Senate bill (No. 548) entitled "An act to amend chapter 367, Laws of 1884, entitled "An act to authorize the consolidation of manufacturing corporations," now on the order of second reading, may be read out of its order the second and third time.

On motion of Mr. Guibord, and by unanimous consent, the bill (No. 1339) entitled "An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner," was placed on the order of third reading.

Mr. I. S. Johnson gave notice that he would on some future day move to suspend Rules 3, 28, 29 and 49, for the purpose of having read out of its order the bill (No. 1307) entitled "An act to regulate the sale and delivery of strong spirituous and intoxicating liquors, wines, ale or beer in towns and villages in this State, where there is not in force at the time a license permitting such sale," now on the order of second reading.

On motion of Mr. I. S. Johnson, and by unanimous consent, the bill (No. 1469) entitled "An act to amend chapter 83 of the Laws of 1860, entitled 'An act to consolidate and amend the several acts relating to the village of Warsaw, and to enlarge the powers of the corporation of said village,' as amended by chapter 194 of the Laws of 1872, relating to the boundaries of said village," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Acker	Connelly	Harwood	L'Hommedieu	Stewart
Adams	Cooney	Henderson	Miller	Stranahan
Andrus	Cornell	Hitt	Monaghan	Sullivan
Ballantine	Currier	Johnson, A.	Mott	Sulzer
Barton	Curtis	Johnson, I. S.	Nixon	Thompson
Bennett	Davis	Johnson, R. S.	O'Connor, J. J.	Tompkins
Blanchfield	Decker	Jones	O'Hare	Towne
Blumenthal	Dempsey	Kelly	Pearsall	Townsend
Boyce	Deyo	Kerrigan	Peck	Treadway
Bradford	Dinkel Spiel	Kimball	Rhodes	Van Vranken
Brady	Duffy	Kurth	Riley	Webster
Bridges	Fish	Lane, H. J.	Saunders	Weed
Burns, J. I.	Fitts	Lane, O. F.	Shields	Whipple

Burns, W. B.	Gardenier	Larmon	Sohmer	White
Bush, G. H.	Guenther	Lewis, B. B.	Stevens, W. C.	Wissig
Clarke	Guibord	Lewis, R. J.		

Ordered, That the Clerk deliver said bill to Senate, and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 296, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse,'" for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 481, entitled "An act to legalize and validate the execution of a certain conveyance made by the village of Savannah, in the county of Wayne," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelly gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 356, entitled "An act relative to the commissioners of highways of the town of New Utrecht, and to improve the method of repairing roads and bridges in said town," now on the order of second reading.

Mr. Kurth gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time Senate bill No. 393, entitled "An act to amend chapter 576 of the Laws of 1888, entitled 'An act establishing a board of improvement, defining its powers and duties, to provide for lighting the streets and other places in the town of New Utrecht, in the county of Kings,'" now on the order of second reading.

On motion of Mr. H. J. Lane, and by unanimous consent, the bill (No. 1451) entitled "An act to amend section 11 of chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for building or other improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts,'" was placed on the order of third reading.

On motion of Mr. H. J. Lane, and by unanimous consent, Senate bill No. 507 (substituted for Assembly bill No. 1479), entitled "An act to amend sections 2991 and 2997 of the Code of Civil Pro.

cedure, relating to trials by jury," was placed on the order of third reading.

On motion of Mr. H. J. Lane, and by unanimous consent, Senate bill No. 472 (substituted for Assembly bill No. 1244), entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts,' and to repeal sections 9, 10, 11, 12 and 13 of said chapter," was placed on the order of third reading.

On motion of Mr. H. J. Lane, and by unanimous consent, Senate bill No. 570 (substituted for Assembly bill No. 1486) entitled "An act to amend section 3017 of the Code of Civil Procedure," was placed on the order of third reading.

On motion of Mr. O. F. Lane, and by unanimous consent, the bill (No. 1359) entitled "An act to amend section 1390 of the Code of Civil Procedure," was placed on the order of third reading.

By unanimous consent,

Mr. Larmon introduced a bill entitled "An act making an appropriation for the compensation of the clerks in the Treasurer's office in paying persons employed in the construction of the new Capitol" (Int. No. 1177), which was read the first time.

On motion of Mr. Larmon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

On motion of Mr. Leroy, and by unanimous consent, Senate bill No. 379, entitled "An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes,' and other acts amendatory of the same" (Rec. No. 260), was placed on the order of third reading.

On motion of Mr. B. B. Lewis, and by unanimous consent, Senate bill (not printed), entitled "An act to amend section 376 and 382 of the Civil Code, in relation to justice court transcripts" (Rec. No. 349), was placed on the order of third reading.

On motion of Mr. R. J. Lewis, and by unanimous consent, Senate bill No. 537, entitled "An act to amend the Penal Code, by adding an additional section thereto, to be known as 'section 254a,' and relating to libel" (Rec. No. 318), was placed on the order of third reading.

On motion of Mr. L'Hommedieu, and by unanimous consent, the bill (No. 1490) entitled an "Act to amend section 7 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies,' as amended by chapter 506 of the Laws of 1887, was placed on the order of third reading.

On motion of Mr. McTernan, and by unanimous consent, Senate bill No. 474, entitled "An act relating to wills and the rights of legatees and devisees thereunder" (Rec. No. 291), was placed on the order of third reading.

Mr. Menninger gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, in order that the bill (No. 927) entitled: "An act to amend chapter 91 of the Laws of 1889, entitled 'An act to provide for the construction of drains and sewers in the Twenty-sixth ward and adjoining wards in the city of Brooklyn,'".

now on the order of second reading, may be read out of its order the second and third time.

On motion of Mr. Nixon, and by unanimous consent, Senate bill No. 316, entitled "An act for the protection of employes in cases, of voluntary transfer of property by employers" (Rec. No. 151), was placed on the order of third reading.

On motion of Mr. Nolan, and by unanimous consent, the bill (No. 674) entitled "An act to amend title 12 of chapter 77 of the Laws of 1870, entitled 'the police department,' as amended by chapter 495 of the Laws of 1873, as amended by chapter 298 of the Laws of 1885," was placed on the order of third reading and made a special order for 8 o'clock this evening.

On motion of Mr. J. J. O'Connor, and by unanimous consent, Senate bill No. 455, entitled "An act to amend chapter 546, Laws of 1887, entitled 'An act to provide for the organization of trust companies, for their supervision and for the administration of their affairs'" (Rec. No. 172), was placed on the order of third reading.

On motion of Mr. O'Hare, and by unanimous consent, Senate bill (not printed) entitled "An act to fix the duration of the term of the surrogate of New York county" (Rec. No. 19), was placed on the order of third reading.

On motion of Mr. Pearsall, and by unanimous consent, Senate bill No. 345, entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled 'An act to prevent deception in sales of dairy products'" (Rec. No. 128), was placed on the order of third reading, and to be read at 8 o'clock this evening.

On motion of Mr. Rhodes, and by unanimous consent, Senate bill No. 444, entitled "An act relating to the repair and improvement of highways and other town roads and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks" (Rec. No. 235), was placed on the order of third reading.

On motion of Mr. Riley, and by unanimous consent, Senate bill No. 505, entitled "An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased" (Rec. No. 301), was placed on the order of third reading.

On motion of Mr. Sohmer, and by unanimous consent, the bill (No. 1315) entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'The Military Code,'" was placed on the order of third reading.

Mr. J. H. Stevens gave notice that he would at some future day move to suspend Rules 3, 28, 29 and 49, for the purpose of reading out of its order the second and third time, the Senate bill (No. 439) entitled "An act authorizing water companies to manufacture and use electricity for the lighting of streets, public places and private buildings in villages and towns within this State."

On motion of Mr. W. C. Stevens, and by unanimous consent, the bill (No. 1471) entitled "An act to prevent deception in the sale of skim-milk cheese," was placed on the order of third reading.

On motion of Mr. Stewart, and by unanimous consent, the bill (No. 1470) entitled "An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons, and for other purposes connected therewith,' by adding an additional section thereto, to be known as section 116, was placed on the order of third reading.

The Senate bill (No. 519) entitled "An act further to amend chapter 427 of the Laws of 1855, entitled 'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes'" (Rec. No. 293), having been announced for a second reading,

On motion of Mr. Stranahan, the same was amended as follows:

Page 2, line 14, printed bill, after the words "together with the sum paid for a deed, if any," insert the words "and such amount as may have been paid to the State for subsequent taxes thereon, or for redemptions from subsequent tax sales thereof, and in addition thereto, providing such lot has been legally exempt from taxation for one or more years subsequent to the sale in question, of a sum that would represent the gross amount of taxes and interest that would have been due thereon, providing it had been taxed, during each of the years it may have been so exempt, on its assessed valuation, and at the rate per cent of taxation thereon for the year when last returned to the Comptroller's office."

Said bill, as amended, was then read the second time.

On motion of Mr. Stranahan, said bill was placed on the order of third reading.

On motion of Mr. Sulzer, and by unanimous consent, Senate bill No. 432, entitled "An act to amend section 2 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company,'" was placed on the order of third reading.

On motion of Mr. Townsend, and by unanimous consent, the bill (No. 1452) entitled "An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy," was placed on the order of third reading.

On motion of Mr. Treadway, and by unanimous consent, Senate bill No. 465, entitled "An act to amend sections 2 and 7 of title 11 of chapter 9 of part 1 of the Revised Statutes, entitled 'Of the interest of the State in mines'" (Rec. No. 294), was placed on the order of third reading.

Mr. Van Vranken gave notice that on some future day he would move to suspend Rules 3, 28, 29 and 49, in order that Senate bill No. 127, entitled "An act to further amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,'" may have its second reading out of its order.

On motion of Mr. Webster, and by unanimous consent, Senate bill (Rec. No. 350) entitled "An act to incorporate the Patent and Copyright Guaranty Company," was placed on the order of third reading.

On motion of Mr. Weed, and by unanimous consent, Senate bill (Rec. No. 444, not printed) entitled "An act for the relief of Samuel Curtis," was placed on the order of third reading.

By unanimous consent,

Mr. Wissig introduced a bill entitled "An act in relation to the police pension fund in the city of New York" (Int. No. 1178), which was read the first time and referred to the committee on affairs of cities.

On motion of Mr. Whipple, and by unanimous consent, Senate bill No. 452, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Miss Jennie Turner" (Rec. No. 300), was placed on the order of third reading.

On motion of Mr. Whipple, and by unanimous consent, Senate bill, Rec. No. 284, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of James G. Johnson," was placed on the order of third reading.

On motion of Mr. G. H. Bush, and by unanimous consent, the bill (No. 1450) entitled "An act to facilitate the business of the Supreme Court in the third judicial district," was placed on the order of third reading.

On motion of Mr. Christie, and by unanimous consent, Senate bill No. 497, entitled "An act to amend chapter 36 of the Laws of 1862, entitled 'An act to enable the electors of the town of Johnstown to vote by districts for town officers'" (Rec. No. 271), was placed on the order of third reading.

On motion of Mr. Hitt, and by unanimous consent, Senate bill No. 357, entitled "An act to amend section 559 of the Penal Code, relative to the sending of threatening letters" (Rec. No. 164), was placed on the order of third reading.

On motion of Mr. Jones, and by unanimous consent, Senate bill No. 419, entitled "An act making an appropriation for the Normal and Training School at Brockport" (Rec. No. 263), was placed on the order of third reading.

Mr. Willis gave notice that on some future day he would move to suspend Rules 3, 28, 29, 36 and 49, for the purpose of reading a second and third time, out of its order, Senate bill No. 293, entitled "An act to incorporate the New York and Brooklyn Tunnel Company."

On motion of Mr. Speaker, and by unanimous consent, Senate bill No. 437, entitled "An act in relation to the employment of Julien T. Davies to perform certain services, and authorizing the Board of Claims to hear, audit and determine the claims of said Julien T. Davies against the State for services and expenses under said employment" (Rec. No. 299), was placed on the order of third reading.

Mr. Gardenier moved that the House do now resolve itself into a committee of the whole upon Senate bill No. 564, entitled "An act to amend section 48 of the Penal Code, in relation to public officers." (Rec. No. 355.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill.

After some time spent therein, Mr. Blumenthal, from said committee, reported progress on the same, and asked and obtained leave to sit again, which was granted.

Mr. Gardenier moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Whipple, from the committee on general laws, to which was recommitted the bill (retaining place), introduced by the committee on general laws, Int. No. 1070, entitled "An act in relation to railroads, constituting chapter 39 of the general laws," reported in favor of the passage of the same with the following amendments:

Amend section 181 by striking out the word "January" and inserting the word "May;" also, same section, strike out the words "December 31, 1890" and insert the words "April 30, 1891."

Amend section 182 by striking out the words "December 31, 1890" and inserting the words "April 30, 1891."

Amend section 183 by striking out the word "March" and inserting the word "May."

Amend section 16 of the railroad law by inserting in line 2 of the printed bill, after the word "corporation" the words "hereafter incorporated."

J. S. WHIPPLE,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Saunders, from the committee on public education, to which was referred the bill introduced by the committee on public education, Int. No. 1130, entitled "An act to require fire-escapes in connection with certain school buildings," reported the same for the consideration of the House, with the following amendment:

At the end of section 1 add the following: "This act shall not apply to the cities of New York and Brooklyn."

J. S. SAUNDERS,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Andrus moved to take from the table Senate bill No. 389 entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies.'" (Rec. No. 212.)

Said bill was then read the second time.

On motion of Mr. Andrus, said bill was placed on the order of third reading.

Mr. Andrus gave notice that at some future day he would move to suspend Rules 3 and 49, for the purpose of reading the second and third time, out of its order, Senate bill No. 389, entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to powers of street surface railroads,'" now on the order of third reading.

The bill (No. 1475) entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the

city of Troy, passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy, and the acts amendatory of said chapter 598, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy, and to the inferior local courts therein," having been announced for a third reading,

On motion of Mr. Riley, said bill was laid upon the table.

The Senate bill (No. 529) entitled "An act to amend the Code of Civil Procedure, relating to stenographers of the Supreme Court" (Rec. No. 312), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Clarke	Greene	McBride	Sheehan
Acker	Connelly	Groat	McTernan	Sheffer
Ballantine	Cooney	Guenther	Menninger	Shields
Barton	Cornell	Harwood	Miller	Sohmer
Bennett	Courtney	Huson	Monaghan	Stein
Blanchfield	Crawford	Johnson, A.	Mullaney	Stevens, J. H.
Blumenthal	Currier	Jones	Nixon	Stevens, N.
Boyce	Davis	Kurth	Nolan	Stevens, W. C.
Bradford	Decker	Lane, H. J.	O'Connor, J. J.	Sullivan
Brady	Dempsey	Lane, O. F.	O'Connor, J. K.	Tompkins
Bridges	Dickinson	Larmon	O'Hare	Treadway
Burns, J. I.	Dinkelspiel	Le Roy	Pealer	Van Vranken
Bush, R. P.	Duffy	Lewis, B. B.	Rice	Webster
Byrne	Endres	Lewis, R. J.	Riley	White
Byrnes	Everett	L'Hommedieu	Saunders	Wissig
Christie	Gardenier	Martin	Schaaff	

Those who voted in the negative, were

Fish King

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 604) entitled "An act to amend an act entitled 'An act to revise and amend an act entitled An act to incorporate the village of Port Jervis, passed March 30, 1866, and all acts relating thereto,' passed May 1, 1873" (Rec. No. 389), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Groat	Lewis, R. J.	Saunders
Acker	Courtney	Guenther	L'Hommedieu	Sawmiller
Adams	Crawford	Guibord	Martin	Schaaff
Barton	Currier	Haffner	McTernan	Selleck
Bennett	Curtis	Harwood	Miller	Sheehan
Blanchfield	Davis	Huson	Monaghan	Stein
Blumenthal	Decker	Johnson, A.	Nixon	Stevens, J. H.
Bradford	Deyo	Johnson, R.S.	O'Connor, J.K.	Stevens, N.
Brady	Dickinson	Jones	O'Hare	Stewart
Bridges	Dinkelspiel	Kelly	Page	Stranahan
Bush, R. P.	Everett	Kimball	Pearsall	Sullivan
Byrne	Fish	Kurth	Peck	Sulzer
Byrnes	Fitts	Lane, O. F.	Rhodes	Towne
Christie	Gibbs	Larmon	Rice	Treadway
Connelly	Greene	Le Roy	Riley	Van Vranken
Cooney	Gretsinger	Lewis, B. B.	Sage	Webster

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 258) entitled "An act to amend chapter 217 of the Laws of 1875, entitled 'An act relative to the Farmers' Loan and Trust Company,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Haffner	Martin	Sawmiller
Acker	Curtis	Harwood	McBride	Shields
Adams	Davis	Hoag	McTernan	Stein
Barton	Decker	Huson	Menninger	Stevens, J. H.
Bennett	Dempsey	Johnson, A.	Miller	Stevens, N.
Blanchfield	de Peyster	Johnson, I. S.	Monaghan	Stewart
Blumenthal	Deyo	Johnson, R.S.	Mott	Stranahan
Bridges	Dickinson	Jones	Nixon	Sullivan
Bush, G. H.	Dinkelspiel	Kelly	O'Connor, J.K.	Sulzer
Bush, R. P.	Everett	King	Pealer	Thompson
Byrne	Fish	Lane, H. J.	Pearsall	Towne
Byrnes	Fitts	Lane, O. F.	Peck	Treadway
Christie	Gardenier	Larmon	Rhodes	Van Vranken
Clarke	Groat	Le Roy	Riley	Webster
Connelly	Guenther	Lewis, B. B.	Saunders	Wissig
Cornell	Guibord	L'Hommedieu		

Ordered, That the Clerk return said bill to the Senate, with a

message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1016) entitled "An act further to extend the time within which the East side Mount Vernon Railway Company shall complete the several portions or sections of its railway," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Byrnes	Fish	Kurth	Rice
Acker	Clarke	Fitts	Lane, O. F.	Sage
Adams	Connelly	Gardenier	Larmon	Saunders
Ballantine	Cooney	Greene	Le Roy	Sawmiller
Barton	Cornell	Gretsinger	Lewis, B. B.	Schaaff
Bennett	Courtney	Groat	L'Hommedieu	Selleck
Blanchfield	Currier	Guenther	Martin	Stevens, W. C.
Blumenthal	Curtis	Guibord	McBride	Stewart
Boyce	Davis	Harwood	McTernan	Thompson
Bradford	Decker	Henderson	Miller	Towne
Brady	Dempsey	Hoag	Monaghan	Treadway
Bridges	de Peyster	Huson	Mott	Van Vranken
Burns, J. I.	Deyo	Johnson, A.	O'Connor, J. K.	Webster
Bush, G. H.	Dickinson	Johnson, H. C.	Pealer	White
Bush, R. P.	Dinkelspiel	Johnson, R. S.	Rhodes	Willis
Byrne	Everett	King		

For the negative,
Sulzer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 258) entitled "An act to encourage and promote patriotism" (Rec. No. 150), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Byrnes	Everett	Lane, O. F.	Sheffer
Acker	Clarke	Fitts	Lewis, B. B.	Shields
Adams	Connelly	Gardenier	L'Hommedieu	Stein
Ballantine	Cooney	Greene	McBride	Stevens, J. H.
Barton	Coons	Guenther	McTernan	Stewart

Bennett	Cornell	Harwood	Monaghan	Stranahan
Blanchfield	Courtney	Johnson, A.	Mott	Sulzer
Blumenthal	Curtis	Johnson, H.C.	Nixon	Thompson
Boyce	Davis	Johnson, I. S.	Nolan	Towne
Bradford	Decker	Jones	Peck	Townsend
Brady	Dempsey	Kelly	Rhodes	Treadway
Bridges	de Peyster	Kerrigan	Riley	Van Vranken
Burns, J. I.	Deyo	King	Saunders	Webster
Bush, G. H.	Dickinson	Kurth	Sawmiller	Weed
Bush, R. P.	Dinkelspiel	Lane, H. J.	Schaaff	White
Byrne	Endres			

Those who voted in the negative, were

Henderson Huson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1236) entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Adams	Cornell	Guibord	Mott	Stein
Andrus	Currier	Harwood	Nixon	Stevens, J. H
Ballantine	Curtis	Huson	Nolan	Stewart
Barton	Davis	Johnson, A.	O'Connor, J. J.	Stranahan
Bennett	Decker	Johnson, H.C.	O'Connor, J. K.	Sullivan
Blanchfield	Dempsey	Johnson, I. S.	Pearsall	Sulzer
Blumenthal	Deyo	Jones	Peck	Thompson
Boyce	Dinkelspiel	Kelly	Pierson	Towne
Bradford	Everett	Kurth	Rhodes	Townsend
Brady	Fish	Lane, H. J.	Riley	Treadway
Bridges	Fitts	Le Roy	Saunders	Van Vranken
Bush, R. P.	Gardenier	McBride	Sawmiller	Webster
Byrne	Greene	McTernan	Schaaff	Weed
Byrnes	Grotsinger	Menninger	Selleck	White
Connolly	Groat	Miller	Sheffer	Willis
Cooney	Guenther	Monaghan	Shields	Wissig
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Deyo moved to take from the table the vote by which Senate bill No. 359, entitled "An act for the relief of John Baldwin Hands" (Rec. No. 161), was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

Abbey	Connelly	Gardenier	McBride	Sohmer
Acker	Cooney	Gretsinger	Monaghan	Stein
Adams	Cornell	Groat	Mott	Stevens, J. H.
Barton	Courtney	Guenther	Nixon	Stevens, W. C.
Bennett	Crawford	Guibord	Nolan	Stewart
Blanchfield	Currier	Huson	O'Hare	Sulzer
Boyce	Curtis	Jones	Pealer	Thompson
Bradford	Davis	Kelly	Pearsall	Tompkins
Brady	Decker	Kurth	Peck	Towne
Burns, J. I.	Dempsey	Lane, H. J.	Pierson	Townsend
Bush, G. H.	Deyo	Lane, O. F.	Rhodes	Treadway
Bush, R. P.	Dickinson	Le Roy	Riley	Van Vranken
Byrne	Endres	Lewis, B. B.	Saunders	Weed
Byrnes	Everett	L'Hommedieu	Selleck	Willis
Christie	Fitts	Martin	Sheehan	Wissig
Clarke				

Those who voted in the negative, were

Andrus King McTernan O'Connor, J. J. O'Connor, J. K.

The vote upon the final passage of said bill having been reconsidered,

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 71 }
{ NOES 10 }

Those who voted in the affirmative, were

Acker	Courtney	Gretsinger	Lewis, B. B.	Rhodes
Adams	Currier	Groat	L'Hommedieu	Riley
Barton	Curtis	Guenther	Martin	Saunders
Bennett	Davis	Guibord	Mase	Selleck
Blanchfield	Decker	Henderson	McBride	Sohmer
Boyce	Dempsey	Hoag	Menninger	Stevens, J. H.
Bradford	Deyo	Huson	Monaghan	Stranahan
Burns, J. I.	Dinkelspiel	Johnson, A.	Mott	Sullivan
Bush, G. H.	Duffy	Jones	Nixon	Sulzer
Byrne	Endres	Kelly	Nolan	Tompkins
Byrnes	Everett	Kerrigan	O'Hare	Towne

MAY 6.]

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Christie	Fish	Lane, H. J.	Page	Townsend
Clarke	Gardenier	Lane, O. F.	Pealer	Webster
Connelly	Gibbs	Le Roy	Pearsall	Wissig
Cornell				

Those who voted in the negative, were

Andrus	Crawford	King	O'Connor, J. J. Sheffer
Blumenthal	Haffner	McTernan	O'Connor, J. K. Thompson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1355) entitled "An act in relation to railroads, constituting chapter 39 of the general laws," having been announced for a third reading,

On motion of Mr. Deyo, the same was laid upon the table.

The bill (No. 1169) entitled "An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Curtis	Huson	Miller	Selleck
Acker	Davis	Johnson, I. S.	Monaghan	Sheehan
Adams	Decker	Kelly	Mott	Shields
Barton	Dempsey	Kerrigan	Nixon	Stevens, J. H.
Bennett	Deyo	King	Nolan	Stewart
Blanchfield	Dinkelspiel	Kurth	O'Connor, J. J.	Stranahan
Boyce	Everett	Lane, H. J.	O'Connor, J. K.	Sullivan
Bradford	Fish	Lane, O. F.	Page	Sulzer
Brady	Fitts	Larmon	Pealer	Thompson
Byrne	Gardenier	Le Roy	Pearsall	Towne
Christie	Gibbs	Lewis, B. B.	Peck	Townsend
Clarke	Gretsinger	Lewis, R. J.	Pierson	Treadway
Connelly	Groat	L'Hommedieu	Rhodes	Webster
Cornell	Guenther	Martin	Sage	Weed
Courtney	Guibord	McTernan	Saunders	Willis
Currier	Harwood	Menninger		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. R. S. Johnson moved to suspend Rule 49, for the purpose of reading the third time the bill (No. 389) entitled "An act to provide for the clearing of the flow-ground covered by the reservoir on the Black river above Forestport, in Oneida county, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said motion to suspend Rule 49, and it was determined in the affirmative.

{ AYES 68 }
{ NOES 18 }

Those who voted in the affirmative, were

Boyce	Dempsey	Jones	O'Hare	Stevens, W. C.
Brady	Dickinson	Kerrigan	Page	Stewart
Burns, J. I.	Duffy	Kurth	Pealer	Sullivan
Burns, W. B.	Endres	Lane, H. J.	Pearsall	Tompkins
Bush, R. P.	Fish	Le Roy	Pierson	Towne
Byrne	Fitts	Martin	Rhodes	Townsend
Byrnes	Gardenier	McBride	Riley	Treadway
Clarke	Greene	McTernan	Saunders	Van Vranken
Connel y	Gretsinger	Menninger	Sawmiller	Webster
Cooney	Groat	Monaghan	Selleck	Weed
Cornell	Guibord	Nixon	Sheehan	White
Crawford	Haffner	Nolan	Sheffer	Willis
Currier	Harwood	O'Connor, J. J.	Sohmer	Wissig
Curtis	Johnson, R. S.	O'Connor, J. K.		

Those who voted in the negative, were

Abbey	Blanchfield	Everett	Lane, O. F.	Peck
Acker	Coons	Huson	Lewis, B. B.	Schaaff
Ballantine	Currier	Johnson, I. S.	Lewis, R. J.	Thompson
Bennett	Deyo	King		

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 30 }

Those who voted in the affirmative, were

Adams	Cornell	Guenther	Menninger	Sheehan
Andrus	Courtney	Henderson	Monaghan	Shields
Barton	Crawford	Hitt	Mullaney	Sohmer
Blumenthal	Currier	Johnson, H. C.	Nixon	Stein
Boyce	Curtis	Johnson, R. S.	Nolan	Stevens, W. C.
Brady	Dempsey	Jones	O'Connor, J. J.	Sullivan
Burns, J. I.	de Peyster	Kelly	O'Connor, J. K.	Sulzer
Burns, W. B.	Dinkelspiel	Kerrigan	O'Hare	Townsend
Bush, G. H.	Duffy	Kurth	Rhodes	Treadway
Bush, R. P.	Endres	Lane, H. J.	Rice	Van Vranken
Byrne	Fish	Le Roy	Riley	Webster
Byrnes	Gardenier	Martin	Sage	Weed
Clarke	Gibbs	Mase	Sawmiller	White
Connelly	Greenè	McBride	Schaaff	Wissig
Cooney	Gretsinger	McTernan		

Those who voted in the negative, were

Abbey	Christie	Hoag	Larmon	Pearsall
Acker	Coons	Huson	Lewis, B. B.	Peck
Ballantine	Deyo	Johnson, A.	Lewis, R. J.	Saunders
Bennett	Everett	Johnson, I. S.	L'Homedieu	Thompson
Blanchfield	Groat	King	Page	Tompkins
Bradford	Haffner	Lane, O. F.	Pealer	Towne

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. J. I. Burns moved to take from the table the motion to reconsider the vote by which Senate bill No. 414, entitled "An act to amend chapter 282 of the Laws of 1889, entitled 'An act relating to life insurance companies and their agents doing business in this State'" (Rec. No. 210), was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 6 }

Those who voted in the affirmative, were

Abbey	Connelly	Guenther	McBride	Sawmiller
Adams	Cooney	Haffner	McTernan	Schaaff
Ballantine	Coons	Johnson, A.	Menninger	Sheehan
Bennett	Crawford	Johnson, H.C.	Miller	Shields
Blanchfield	Currier	Johnson, I. S.	Monaghan	Stranahan
Blumenthal	Davis	Johnson, R.S.	Mullaney	Sullivan
Brady	Decker	Jones	Nixon	Thompson
Burns, J. I.	Dempsey	Kelly	Nolan	Towne
Burns, W. B.	de Peyster	Kimball	O'Connor, J. J.	Townsend
Bush, G. H.	Dinkelspiel	Kurth	O'Connor, J.K.	Treadway
Byrne	Duffy	Lane, H. J.	O'Hare	Whipple
Byrnes	Endres	Lane, O. F.	Peck	White
Christie	Gibbs	Lewis, B. B.	Rhodes	Wissig
Clarke	Gretsinger	L'Homedieu	Rice	

Those who voted in the negative, were

Boyce	King	Lewis, R. J.	Stein	Tompkins
Bush, R. P.				

The vote by which said bill was lost having been reconsidered, Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 11}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	L'Hommedieu	Rice
Adams	Courtney	Haffner	Mase	Saunders
Ballantine	Crawford	Hitt	McBride	Sawmiller
Bennett	Currier	Johnson, A.	McTernan	Schaaff
Blanchfield	Curtis	Johnson, H. C.	Menninger	Sheehan
Blumenthal	Davis	Johnson, I. S.	Miller	Shields
Boyce	Decker	Johnson, R. S.	Monaghan	Sohmer
Brady	Dempsey	Jones	Mott	Stevens, W. C.
Burns, J. I.	de Peyster	Kelly	Mullaney	Stewart
Burns, W. B.	Dinkelspiel	Kerrigan	Nixon	Stranahan
Bush, G. H.	Duffy	Kimball	Nolan	Sullivan
Byrne	Everett	Kurth	O'Connor, J. J.	Towne
Byrnes	Fish	Lane, H. J.	O'Connor, J. K.	Townsend
Charlie	Fitts	Lane, O. F.	O'Hare	Treadway
Clarke	Gardenier	Larmon	Page	Van Vranken
Connelly	Gibbs	Le Roy	Peck	Whipple
Cooney	Gretsinger	Lewis, B. B.	Rhodes	Wissig
Coons	Groat	Lewis, R. J.		

Those who voted in the negative, were

Andrus	Endres	Huson	Martin	Sulzer
Bush, R. P.	Harwood	King	Stein	Tompkins
Deyo				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended.

"An act to amend chapter 404 of the Laws of 1875, entitled 'An act to authorize appropriations for the poor adult blind in the city of New York, not provided for in public or private institutions.'" (No. 131.)

"An act to amend section 683 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to additional parks within the boundary lines of Fourth avenue." (No. 753.)

Ordered, That the Clerk deliver said bills to the Governor

The Senate returned the bill entitled "An act in relation to corporations constituting chapter 35 of the general laws." (No. 983.)

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to authorize the docketing of judgments and decrees of the circuit and district courts of the United States, rendered within this State, in the offices of the clerks of the counties of this State." (No. 437.)

"An act to re-enact amend section 11 of chapter 409 of the Laws of

1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same,' and the acts amendatory thereof." (No. 904.)

"An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof; to repeal certain acts relating thereto, and to organize and establish a street department for the said village, and to define its powers and duties.'" (No. 1045.)

"An act to authorize the common council of the city of Yonkers to empower the board of education in said city to borrow money for the cost of materials and work upon certain of its school premises." (No. 1344.)

"An act to amend section 15 of chapter 329 of the Laws of 1874, entitled 'An act to re-enact and amend an act entitled An act to provide for the annexation of the towns of Morrisania, West Farms and Kingsbridge, in the county of Westchester, to the city and county of New York,' relative to exempt firemen." (No. 1442.)

"An act relating to the superintendents and overseers of the poor in Richmond county." (No. 1518.)

"An act to amend chapter 363 of the Laws of 1875, entitled 'An act to enlarge the board of education in union free school district No. 6, in the town of Northfield, and county of Richmond, and to change the name of said district, and to authorize the said board of education to sell and convey to the purchaser thereof the present school-house and site, and also to purchase a new site for a school-house in said district, and to erect thereupon a new school-house, and to provide for the raising of money therefor, and to change the name of said school district to Port Richmond union free school district, and also to amend the title of said act so as to insert therein the words or acquire title to a new school-house site, and to omit therefrom the reference to the enlargement of the board of education.'" (No. 1226.)

"An act to legalize the employment of Lieutenant Gustavus C. Hanus in the work of determining the boundary line in lands under water between the States of New York and New Jersey, and to authorize the Board of Claims to hear, audit and determine his claim against the State for services under such employment, and to make an award for such services." (No. 1070.)

"An act to amend chapter 111 of the Laws of 1851, entitled 'An act to amend the several acts incorporating the village of Owego, in the county of Tioga,' and acts amendatory thereof." (No. 1390.)

"An act to amend chapter 309 of the Laws of 1864, entitled 'An act to consolidate the several school districts within the corporate limits of the village of Owego, and to establish free schools in the same,' and the acts amendatory thereof." (No. 1082.)

"An act to authorize the supervisor of the town of Warwick, Orange county, New York, to expend certain moneys in his hands belonging to the poor fund of said town." (No. 933.)

"An act to legalize and confirm the foreclosure of mortgages on real estate by advertisement, in certain cases." (No. 1023.)

"An act to provide for the printing, binding and distribution of

4,000 copies of the Clerk's Manual of 1890, and making an appropriation therefor." (No. 1435.)

"An act in relation to certain arrears of taxes of the town of New-town." (No. 602.)

"An act to amend chapter 242 of the Laws of 1834, entitled 'An act to incorporate the village of Camden in the county of Oneida,' as amended by chapter 754 of the Laws of 1857, and by chapter 54 of the Laws of 1864." (No. 1312.)

"An act to amend section 797 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and declare the special and local laws affecting public interests in the city of New York,' relating to docks and piers and bulkheads on the Hudson river." (No. 1223.)

"An act to amend chapter 445 of the Laws of 1887, entitled 'An act for the preservation of the public peace, the protection of private property, maintenance of law and good order, and the licensing and regulating of public hacks, vehicles, venders, shows, concerts and public amusements in the town of Gravesend, in the county of Kings.'" (No. 803.)

"An act to amend chapter 157 of the Laws of 1883, entitled 'An act to enforce collection of the taxes levied in the county of Jefferson.'" (No. 1227.)

"An act to allow domestic electric light and power corporations to build, maintain and operate by electricity as a motive power, railroads other than street surface railroads and not exceeding twenty miles in length." (No. 1392.)

"An act to amend section 1533 of the Code of Civil Procedure, relating to actions for partition." (No. 617.)

"An act to provide for a soldiers and sailors' memorial arch or monument in the city of New York." (No. 1441.)

"An act to amend chapter 57 of the Laws of 1883, entitled 'An act for the preservation of public records, maps and papers.'" (No. 1261.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Charles B. Bensen, and to make an award thereon." (No. 1256.)

"An act to amend chapter 339 of the Laws of 1884, entitled 'An act to establish a commission of navigation of Chautauqua lake and its outlets, and in relation to navigation on the same, and repeal chapter 391 of the Laws of 1876, entitled 'An act in relation to the inspection and running of steamboats on Chautauqua lake,' and the acts amendatory thereof," (No. 1444.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock P. M.

FOUR O'CLOCK, P. M.

The House again met.

The Senate returned Senate bill No. 528, entitled "An act to provide for appraising the value of lands purchased and buildings erected by the counties for asylum purposes" (Rec. No. 270), with a

message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. J. I. Burns presented a petition protesting against the passage of a bill relative to the construction of roads and streets across railroad tracks; which was read and laid upon the table.

A message from the Senate was received and read in the words following:

IN SENATE, *May 6, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (Int. No. 308) entitled "An act further to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' and the acts amendatory thereof." (Rec. No. 76.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Fassett, and by unanimous consent, the same was amended as follows:

SECTION 1. Section 31 of chapter 370 of the Laws of 1875 is hereby amended to read as follows:

§ 31. The mayor of the city of Elmira shall be the chief executive magistrate thereof, and shall, when present, preside at all meetings of the common council. It shall be his duty to take care that within said city the laws of the State and ordinances and by-laws passed by the common council be faithfully executed, and to arrest or cause the arrest of all persons violating the same; to exercise a constant supervision over the conduct of all subordinate officers; to receive and examine into all complaints against them for misconduct or neglect of duty, and to report the facts to the common council; to recommend to the common council from time to time such measures as he shall deem necessary or expedient for them to adopt; to expedite and cause to be carried out all such orders, resolutions and ordinances as shall be resolved upon by them, and in general to maintain the peace and good order of the said city; to approve or disapprove all bills, orders, resolutions or ordinances which shall have passed the common council for the expenditure of money, or of a legislative character; and if he approves he shall indorse his approval thereon in writing, and sign such approval; if he disapproves he shall return such transcript to the common council, or to the clerk thereof, with his objections in writing, which shall be filed by the clerk, and the common council shall at its next meeting thereafter proceed to reconsider such ordinance, resolution, orders or acts thus disapproved, and if the same shall be passed by two-thirds of all the members of the common council then in office, the same shall have full force and effect, notwithstanding the objections of the mayor. If any such transcript shall not be returned by the mayor to the common council or clerk within five days after it shall have been presented to him (Sundays excepted), such ordinance, resolution, order or act shall have full force and effect in like manner as if duly approved by the mayor, unless the term of office of the mayor shall expire within five days after such transcript shall be pre-

sented to him, in which case such ordinance, resolution, order or act shall have no force. He shall have power summarily to hear, try and determine any complaint against any appointed officers of said city for misconduct or neglect of duty, and to suspend said officer until the next meeting of the common council. He shall also have power summarily to revoke any license of any hackman, cartman, or for the exhibition of any show. He shall sign all appointments made by the common council and orders passed by the common council for the payment of moneys by the city chamberlain. The mayor shall have power to employ an attorney and counsel, additional to the city attorney, to aid him in the discharge of his duties, whenever, in his opinion, the interests of the city require it, who shall be paid a reasonable compensation. He is also empowered to enter any house or building which he has cause to suspect to be a gambling house, or to be inhabited by persons of ill-fame, or to which persons of dissolute, idle or disorderly character resort, and disperse the same, or arrest such persons, and hold them until they can be dealt with before some proper magistrate according to law. He shall have power to administer oaths and to take affidavits, and to take the proof and acknowledgments of deeds within said city, and receive therefor the same fees that are allowed to justices of the peace for the same services. In case the mayor shall be unable to perform the duties of his office, in consequence of continued sickness or absence from the city, or if there shall be a vacancy in the office, the common council shall appoint by ballot one of their number to preside at their meetings, and the presiding officer thus chosen shall be vested with all the powers, and perform all the duties of mayor of the city until the mayor shall resume his office, or the vacancy shall be supplied according to law. The mayor of the city of Elmira shall possess all the power and authority conferred upon mayors of cities by any general statute of the State; he shall have power to apprehend and arrest any person who shall, within his view in said city, be guilty of any criminal act or of any violation of the laws or statutes of this State; he may also, upon complaint being made to him under oath, issue a warrant to the chief of police, or any police officer of the city of Elmira, to arrest any person charged with any crime or misdemeanor, or with any violation of any of the laws or statutes of said State, within such city, and bring such person for examination on trial either before him, the said mayor, or before the recorder or acting recorder. Any such warrant may be executed by any officer to whom it is directed, at any place within the State. If such process shall be made returnable before the recorder, or acting recorder, such officer, upon the same being returned to him, or the prisoner arrested by virtue thereof being brought before him, shall take and acquire jurisdiction of the subject-matter, and proceed with the case to the same extent and in the same manner in all respects, as if such process had been originally issued by him. Whenever any person shall be arrested by the mayor of said city for any offense committed within his view, or by process originally returnable before himself, he may by an order in writing, transfer the case to the recorder, who shall thereupon take and acquire jurisdiction, and proceed with such case in the same manner, and to the same extent, as if such person had been arrested or such process

originally issued by him; or the said mayor may, in any such case, proceed to examine such person, and commit him for trial to answer the charge against him, or discharge him according to law. If the offense charged is by law triable in a court of special sessions of the peace, the said mayor may proceed to hold a mayor's court of special sessions, to try such person or persons, and all provisions of law applicable to courts of special sessions shall extend and apply to such mayor's court. All process for the summoning of jurors or witnesses in such court may be served or executed by the chief of police or any constable or police officer of said city. The mayor shall receive the sum of \$300 for the year ending in March, 1891, and thereafter, the sum of \$1,200, and each alderman \$50 per year for his services.

§ 2. Subdivision 5 of section 32 of chapter 370 of the Laws of 1875, entitled "An act to amend and consolidate the several acts relating to the city of Elmira, as amended by chapter 135 of the Laws of 1886," is hereby amended to read as follows:

5. The necessary sum for defraying the expenses of supplying and keeping in good condition and repair fire engines, engine-houses, fire alarm telegraph, teams and other things deemed necessary for the extinguishment of fires, except water supply, and for paying the salaries and wages of the officers and employes of the fire department, provided that for all the purposes in this section above stated, the said estimate and the sum voted therefor in pursuance of section 51 of this act, shall not exceed \$100,000. But for the year 1891 the said estimate and the sum voted therefor in pursuance of section 51 of this act, may contain in addition to the said \$100,000, the sum of \$15,000 for the purposes of the fire department.

§ 3. Section 43 of said chapter 370 of the Laws of 1875, is hereby amended so as to read as follows:

§ 43. The superintendent of streets shall be appointed annually, as hereinbefore provided, but may be removed at the pleasure of the common council. He shall, under the direction of the mayor and common council, or street committee, superintend all repairs and improvements or work to be done or performed, or ordered or required to be done or performed upon any of the public highways, streets, walks, bridges, sewers, public pumps, reservoirs, grounds or property of said city; he shall hire and employ the requisite laborers, and direct them as to the time and manner of the execution of their work, and shall certify to the common council at its regular meetings, or oftener, if required, all persons who have been employed under his direction, on any of the streets, walks, bridges, sewers, public pumps, reservoirs, grounds or property of said city; and generally he shall act under the direction of the mayor and common council of the city. He shall not employ his own team or wagon, nor shall he be directly or indirectly interested in any work, or in any contract to work or to furnish services or material for said city, under the penalty of forfeiture of his office. Such superintendent of streets shall receive an annual salary not to exceed \$800, the amount of which salary shall be fixed by the common council at the commencement of his term of office, and shall include horse hire and all other expenses of his office.

§ 4. Section 45 of said act is hereby amended so as to read as follows:

§ 45. The city clerk shall keep all papers, books and records belong-

ing to said city, appertaining to the duties of his office; he shall act as clerk of the common council, of the mayor and of the finance committee, and shall attend all meetings of the common council and of said committee; he shall countersign all orders drawn on the city chamberlain, and all licenses granted by the mayor and common council, and keep a correct record thereof; he shall keep an exact account of all moneys drawn on the city chamberlain in a book or books to be provided for that purpose by the city, and upon what funds such moneys shall have been drawn, a correct account of the several moneys of the different funds required to be raised by the common council for the current year, and report to said common council at the first regular meeting in each month a correct statement of the amount of money drawn from each fund, and the amount remaining therein; he shall also report to the city chamberlain on the first of each month a detailed account or statement of all orders drawn on said chamberlain the previous month, giving number, name and to whom payable, upon what fund drawn, for what purpose and the amount. His office is hereby declared a town clerk's office for the purpose of depositing and filing therein all books and papers required by law to be filed in the town clerk's office, and he shall possess all the powers and discharge all the duties of a town clerk, except so far as the same is inconsistent with other provisions of this act. He shall have the same power to administer oaths and take affidavits and acknowledgments within said city that justices of the peace have, and when said oaths are administered, or such affidavits and acknowledgments are taken for the purposes of the city, or for any officer or agent acting for the city, he shall take the same without fee or charge therefor. The clerk shall receive an annual salary of such amount as may be fixed by the common council, not exceeding \$900, payable monthly, and he shall not receive from the city, nor from any person or persons, any fee or reward for any service as clerk, except as hereinbefore provided, and except that when certified copies of papers or records are required by any person or party, except the city or some officer or agent acting for the city, he shall be entitled to receive ten cents per folio thereof, if required to make or write the copies himself, but any person shall have the right to take copies of any records or papers of the corporation for evidence. The clerk shall have an office, to be provided by the city, at the city hall, or such other place as may be designated by the common council, which he shall keep open for the transaction of the business of the city between the hours of 9 o'clock in the forenoon and 12 o'clock noon, and between the hours of 2 o'clock and 5 o'clock in the afternoon of each day, except Sundays and legal holidays.

§ 5. Section 48 of said chapter 370 of the Laws of 1875 is hereby amended so as to read as follows :

§ 48. The assessors appointed in the city of Elmira, as herein provided, shall perform all the duties hereinafter specified in relation to the assessment of property within said city, as well for the purpose of levying the taxes imposed by the board of supervisors of Chemung county as by the common council of said city. Each assessor shall receive as compensation for all services rendered under this act, or by virtue of any statute, an annual salary of \$300. The said assessors

shall possess all the power and authority of town assessors, and shall make the assessment-roll of said city in the same manner as such town assessors, under and in pursuance of the second article of the second title of the thirteenth chapter of the Revised Statutes, except as herein provided. Between the first days of May and August in each year they shall proceed to ascertain by diligent inquiry the names of all the taxable inhabitants in the city, and also all the taxable property, real and personal within the same. The notices required by the nineteenth and twentieth sections of said article shall be given as provided therein, except that the same shall specify that the said assessment-roll may be seen and examined by any person interested therein for ten days next preceeding the third Tuesday of August in each year, instead of the time in said section prescribed, and the same shall be published in all the daily newspapers printed in said city, and shall designate the city clerk's office as the place where the assessors will receive their assessments, and where said roll may be seen and examined. Whenever a parcel of land containing ten acres or more shall be occupied and cultivated for farming purposes, such land, with the structures thereon, shall be assessed as farming property, and shall not be assessed for the purposes of taxation at higher rates of valuation than farming property of the same class in the towns of Chemung county adjacent to said city. The assessment shall be completed, and with all other papers required by said article to be filed, shall be delivered to the clerk of said city on or before the Thursday succeeding the third Tuesday of August in each year.

§ 6. Section 54 of said act is hereby amended so as to read as follows:

§ 54. The city chamberlain shall, immediately after receiving such rolls and warrant, give notice in all the daily newspapers published in said city, for ten days, that said roll has been received by him, and that all persons named therein are required to pay their taxes to him at his office on or before the fifteenth day of October, then next, and stating the amounts to be added, if payment shall be delayed, and the said chamberlain shall, on receipt of said roll, proceed to collect and receive said city taxes from the several persons named on the said assessment-roll. For all sums paid in during the months of June and July, he shall not charge against nor receive from the persons assessed any percentage or fees, but for all sums paid after the thirty-first day of July and before the sixteenth day of August he shall charge and receive for the benefit of said city, from the person or persons assessed, one per cent, for all sums paid after the fifteenth day of August and before the first day of September, two per cent, for all sums paid after the thirty-first day of August and before the sixteenth day of September, three per cent, for all sums paid after the fifteenth day of September and before the first day of October, four per cent, for all sums paid after the thirtieth day of September and before the sixteenth day of October five per cent, for all sums after the fifteenth day of October, five per cent shall be added, and also interest from the said fifteenth day of October at the rate of seven per cent per annum. The said common council shall have power to settle with said chamberlain for all taxes or assessments collected by him by virtue of this act for the purpose of the city.

And it shall be the duty of the said chamberlain to appear before them from time to time, for that purpose, whenever required by them or the mayor of said city. But no such settlement, nor any settlement had by the council, or by any city officer with any chamberlain, of any tax or assessment, shall be final or conclusive, and no bond or other security given by any chamberlain shall be invalidated by or canceled on such settlement, but shall remain in full force and be held for one year thereafter by the city.

§ 7. Section seventy-four of said act is hereby amended so as to read as follows:

§ 74. Immediately after receiving such roll and warrant, the said chamberlain shall give notice by publishing the same for ten days in all of the daily newspapers published in said city, that he has received said roll, and that all persons named therein are required to pay their taxes to him, at his office on or before the first day of March then next, and stating the amount to be added if payment shall be delayed. For all sums paid previous to the sixteenth day of January then next, he shall not charge or receive any percentage from the person assessed, but for all sums paid after the fifteenth day of January, and before the first day of February then next, he shall charge and collect for the use of the city against the person or persons assessed, one per cent for all sums paid after the thirty-first day of January, and before the sixteenth day of February then next, two per cent; for all sums after the fifteenth day of February, and before the first day of March then next, three per cent; and for all sums paid on or after the first day of March then next, five per cent; and also interest at the rate of seven per cent per annum from the said first day of March.

§ 8. Subdivisions 2 and 3 of section 76 of said act are hereby amended so as to read as follows:

2. To clean, improve and keep the same in order, and to pass ordinances requiring the same to be kept clean and in proper order, and free from encroachment, incumbrance and injury, and to regulate the use of the same by foot passengers, vehicles, railways and locomotives.

3. To require owners of buildings or lots on any street or highway to make and maintain sidewalks of stone, plank or other proper material in front of the premises so owned by them, to regulate the grade, slope, width and construction thereof, and to require the owners thereof to build and maintain such sidewalks across the curb, and so as to connect with all crosswalks over said street or highways.

§ 9. Section 93 of said act is hereby amended so as to read as follows:

§ 93. On the written petition of a majority in number and in feet frontage of the owners of the real estate adjoining or fronting on any of the streets or highways of said city, it shall be the duty of the common council to cause said streets or highways to be paved with stone or other suitable material, the kind of such pavement or material to be specified in such petition and said common council shall have the power without such petition to macadamize or gravel said streets or highways, and to regulate the grade and slope thereof, to build and maintain suitable crosswalks thereon, to set and lay suitable curb stones on or along the sides thereof, and to cause proper drains or

sewers to be made and constructed in and along any of said streets or highways and also to repave and repair any of said streets or highways or crosswalks, to reset and relay any of said curbstones, and to rebuild or repair any of said drains or sewers, whenever said common council shall deem it necessary. No pavement shall hereafter be laid in said city upon any street wherein sewer, gas and water pipes shall not have been previously laid, except that where drainage is made by sewers intersecting such street, pavement may be laid on a section thereof not having a sewer, if said section be not over 1,000 feet in length. Before any pavement shall be laid in any street mentioned in a petition for such paving, as provided in this section, the mayor shall notify the owner of every lot fronting on said street, by notice in writing, to be served as herein provided in case of notices to repair sidewalks, to cause service connections running at least one foot within the curb line, to be made for every separate lot, and at least one for every fifty feet of frontage belonging to such owner, to be made with such sewer, gas and water mains. If such connections shall not be made within twenty days after the service of such notice, the common council shall forthwith cause the same to be properly made and the expense of making the same shall be a charge against such owner, to be collected as prescribed in section 77 of this act, for the collection of sidewalk charges. Whenever the common council shall intend to make and construct any of said drains or sewers, exceeding twenty rods in length, they shall, before ordering the same, cause a notice of said intention to be published for two weeks successively in the official newspaper of said city, stating the time when, and place where, said council will meet to act thereupon. At such meeting, or at such adjourned or subsequent meeting as they shall order said hearing to be had, they shall hear such reasons as shall be given by or on behalf of all persons interested therein, and previous to said hearing, they may, if deemed necessary, cause a survey, maps, plans and specifications of the proposed improvement to be made, which they shall have at said meeting for the inspection of parties interested therein. Before ordering such improvement to be made, the said common council shall cause a notice to be published in said official paper, that on a certain day therein specified, at least two weeks after the publication thereof, sealed proposals for making said improvements and doing said work, with bonds for the faithful performance thereof, will be received by the mayor, and duplicates thereof must be deposited at the same time with the county clerk of Chemung county by those offering such proposals. Upon the day mentioned in said notice, or such other time as said common council may prescribe, the mayor shall, in the presence of said common council, open such sealed proposals, and that of the lowest bidder, with responsible sureties, shall be accepted by them, or all proposals rejected and new ones advertised for as above, forthwith, one week thereafter and not before, the county clerk shall open and file such duplicate proposals above mentioned. No proposal shall be considered which shall not be accompanied by a bond with sureties, and in a penalty to be approved by said common council, conditioned that if the proposal be accepted the person making the same will construct the work and make such

improvement at the price and upon the terms proposed, and according to the plans and specifications adopted by said council, and the same shall be subject to the approval and supervision of such person or persons as the council may designate for that purpose, and alike subject to the approval of said common council. The said common council may order said work to be done, and the said improvement to be made, by a vote of two-thirds of the aldermen in office, by an order which shall be entered in the minutes of their proceedings, and the expenses thereof shall be assessed in the manner following:

First. In case the work to be done or improvement to be made shall be the paving of any of said streets or highways, upon receiving the petition mentioned herein the council shall order such work, and all expenses incurred in and about the same shall be borne in the manner following: The city at large shall pay one third of such expenses, and shall pay for the intersection of all streets, and the remaining two-thirds thereof, less the expense of paving such intersections, with interest thereon, at the rate of four per cent, to be computed from the expiration of thirty days after the confirmation of the report of the commissioners hereinafter provided for, shall be assessed against the owner of premises adjoining or fronting on any of said streets or highways, and shall be a lien on said premises in the same manner as taxes duly imposed by this act, in said city, from the time said expenses shall be incurred, and a charge and claim against the owners thereof, which may be collected by an action or by warrant and sale of the premises in the same manner as is provided in sections 56 and 57 of this act, and all the provisions of said sections so far as they are applicable hereto, are hereby adopted and made a part hereof. And for the purpose of ascertaining the amount of the one-third of such expenses to be paid by the city and the proportionate shares of the remaining two-thirds thereof to be paid by each of said owners, commissioners shall be appointed in the same manner and the same proceedings so far as the same are applicable hereto, shall be had thereafter, as is provided in sections 83 to 91 of this act, both inclusive. The share of the cost above provided to be borne by the city shall be assessed and collected in the same manner as other city taxes, and not paid from the general fund above-mentioned in section 32, subdivision 5 of this act.

Second. In case the work to be done or improvement to be made is the building or constructing of any drain or sewer, or the rebuilding or repairing thereof, separate from any other work, the expenses thereof shall be borne by said city, and the same shall be assessed and collected the same as other taxes therein.

Third. The common council may, either by contract or without contract, in its discretion, direct the repaving or repairing of any of said streets or highways paved as aforesaid or the setting, resetting or relaying of any of said curbstones, or the rebuilding or repairing of any of said drains or sewers whenever it shall be deemed necessary, and may determine and assess the expenses of repaving and repairing of any of said streets or highways, and of setting, resetting or relaying of said curbstones, against the owners of premises adjoining or fronting on any of said streets or highways, and such expense shall be a lien on said premises in the same manner as taxes duly imposed by this act

in said city, from the time such expenses shall be incurred, and a charge and claim against the owners thereof, which may be collected by action or by warrant and sale of the premises, in the same manner as is provided in sections 56 and 57 of this act, and all the provisions of said sections, as far as they are applicable hereto, are hereby adopted and made a part hereof. The superintendent of streets, under the direction of the mayor, shall have power to repair any of the pavements laid in any of the streets or highways of the city when a notice of its being defective, unsafe or dangerous shall have been given, and when the owner of the property adjoining or fronting on any of said streets or highways shall neglect to repair such defective, unsafe or dangerous pavements for forty-eight hours after written or printed notice so to do from the mayor, superintendent of streets or any alderman of said city has been served on him personally or by leaving the same at his residence with some person of suitable age and discretion, or otherwise, after being left on the premises. The superintendent of streets shall have the power to collect the expense of any such work or repair from the owner of the property, and he shall send such owner, if his address be known, a bill of the amount thereof. If such expense is not paid, the superintendent of streets shall file his affidavit of the actual cost thereof, with a description of the property in front of which the work or repair was done, with the city clerk, and he shall add the amount thereof, with interest at six per centum from the time such affidavit was filed to the amount assessed against such lands for the next general city tax, and the whole amount of such assessment shall be collected as is provided in reference to general city taxes. The powers thus conferred in reference to the manner of collecting the expenses of repairing pavements is independent of and in addition to the powers otherwise conferred, and the methods otherwise provided for the same by this or other sections of this act. The common council shall have the power, when and wherever it shall be deemed necessary, to require the owners of property adjoining or fronting on any street or highway in which either a sewer, water or gas main is placed to make service connections with said sewer extending one foot inside the curb line, of such size and dimensions as the common council may direct, and to lay pipes connecting with said water and gas mains extending one foot inside the curb line, and in case said owners, or any of them, shall refuse or neglect so to do, after one week's notice from the common council requiring the same to be done, the common council may make such connections, and lay such pipes extending one foot inside the curb line, and the expenses thereof shall be a lien upon the property upon and in front of which such improvements are made in the same manner as taxes duly imposed by this act in said city, and may be collected in the same manner as is provided in this section in reference to the collection of the expenses of laying pavements.

§ 10. This act shall take effect immediately.

Said bill, as amended, was passed, re-engrossed, and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

On motion of Mr. Sheehan, said bill was laid upon the table.

Mr. Weed offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 511, entitled "An act to promote the professional training of teachers," be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 1248) entitled "An act to amend chapter 792 of the Laws of 1866, entitled 'An act to incorporate the village of Port Richmond in the county of Richmond,'" having been announced for a third reading,

On motion of Mr. Cornell, and by unanimous consent, Senate bill No. 576 (Rec. No. 282), same title, was substituted for said bill.

Said Senate bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Guibord	McTernan	Schaaff
Acker	Cooney	Hoag	Menninger	Selleck
Adams	Coons	Huson	Miller	Sheehan
Andrus	Cornell	Johnson, A.	Monaghan	Sheffer
Ballantine	Courtney	Johnson, H.C.	Mott	Shields
Barton	Currier	Johnson, I. S.	Nixon	Stein
Blanchfield	Davis	Johnson, R.S.	O'Connor, J.J.	Stevens, J. H.
Blumenthal	Deyo	Jones	O'Connor, J.K.	Stevens, N.
Boyce	Dickinson	Kimball	O'Hare	Stevens, W. C.
Bradford	Endres	Kurth	Page	Thompson
Bridges	Everett	Lane, H. J.	Pearsall	Treadway
Burns, J. I.	Fish	Lane, O. F.	Peck	Webster
Burns, W. B.	Fitts	Larmon	Rhodes	Weed
Bush, G. H.	Gardenier	Le Roy	Riley	Whipple
Bush, R. P.	Greene	Lewis, B. B.	Saunders	White
Byrne	Groat	Lewis, R. J.	Sawmiller	Willis
Christie	Guenther	L'Hommiedieu		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Andrus, and by unanimous consent, Senate bill No. 389, entitled "An act to amend chapter 549 of the Laws of 1888, entitled 'An act relating to the corporate rights and powers of street surface railroad companies'" (Rec. No. 212.), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative.

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Guibord	L'Hommedieu	Schaaff
Acker	Clarke	Hafner	Martin	Selleck
Adams	Cooney	Harwood	Menninger	Sheehan
Andrus	Cornell	Henderson	Miller	Sheffer
Ballantine	Currier	Hoag	Monaghan	Shields
Barton	Davis	Huson	Mott	Stein
Bennett	Dempsey	Johnson, A.	Nixon	Stevens, J. H.
Blanchfield	Deyo	Johnson, H.C.	O'Connor, J.K.	Stevens, N.
Blumenthal	Dickinson	Johnson, I. S.	O'Hare	Stevens, W. C.
Boyce	Endres	Kelly	Page	Thompson
Bradford	Everett	Kerrigan	Pealer	Treadway
Bridges	Fish	Kimball	Pearsall	Webster
Burns, J. I.	Fitts	King	Peck	Weed
Burns, W. B.	Greene	Lane, H. J.	Rice	Whipple
Byrne	Groat	Lane, O. F.	Saunders	White
Byrnes	Guenther	Larmon	Sawmiller	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville, as amended by chapter 374 of the Laws of 1888, and chapter 125 of the Laws of 1889'" (No. 1530), reported the same with the recommendation that it be amended as follows:

Section 3, lines 1, 2 and 3, strike out all between the second word "of" and the word "is," and insert the words "said act."

Section 4, line 49, after the word "as" insert the word "the."

Section 8, line 19, strike out the word "process" and insert the word "processes."

Section 9, line 5, after the word "their" strike out the word "persons" and insert the word "person."

Section 11, line 15, strike out the words "the first" and insert the word "such."

Title 10, section 5, line 8, strike out the word "city."

Same title, section 6, line 10, after the word "day" strike out the word "of" and insert the word "from."

Section 5, line 1, after the word "eight" insert the words "thirteen and fourteen."

Strike out all of sections 6 and 7, and renumber the balance of the sections.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred

the following entitled bills, reported the same without recommendation:

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and erecting, enlarging, repairing and furnishing school buildings." (No. 1531.)

"An act to empower the superintendent of public works to return to Gilbert Peterson and Charles Whitmore a check or moneys deposited to secure the performance of contracts, and to confer upon the Board of Claims jurisdiction to hear and determine the claim of said Peterson and Whitmore against the State of New York." (No. 1532.)

Ordered, That the said bills be engrossed for a third reading.

The Senate bill (No. 349) entitled "An act to repeal chapter 56 of the Laws of 1879, entitled 'An act to amend chapter 84 of the Laws of 1873,' in relation to the village of Brockport" (Rec. No. 165), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrnes	Gretsinger	L'Hommedieu	Schaaff
Acker	Christie	Guenther	McTernan	Selleck
Adams	Connelly	Hoag	Menninger	Sheehan
Andrus	Cooney	Huson	Miller	Sheffer
Ballantine	Coons	Johnson, A.	Monaghan	Shields
Barton	Cornell	Johnson, H. C.	Mott	Sohmer
Bennett	Courtney	Johnson, I. S.	Nixon	Stevens, J. H.
Blanchfield	Currier	Johnson, R. S.	O'Connor, J. J.	Stevens, N.
Blumenthal	Davis	Jones	O'Connor, J. K.	Stevens, W. C.
Boyce	Decker	Kerrigan	O'Hare	Stewart
Bradford	Dempsey	Kurth	Page	Sulzer
Brady	Dinkelspiel	Lane, H. J.	Pealer	Thompson
Bridges	Endres	Lane, O. F.	Pearsall	Treadway
Burns, J. I.	Everett	Larmon	Peck	Webster
Bush, G. H.	Fish	Le Roy	Pierson	Weed
Bush, R. P.	Fitts	Lewis, B. B.	Rhodes	White
Byrne	Gardenier	Lewis, R. J.	Sawmiller	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 337) entitled "An act to amend an act passed April 5, 1813, entitled 'An act to provide for the incorporation of religious societies'" (Rec. No. 132), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Guibord	Lewis, R. J.	Schaaff
Acker	Cornell	Harwood	L'Hommedieu	Selleck
Adams	Courtney	Hoag	McTernan	Sheehan
Andrus	Currier	Huson	Menninger	Sheffer
Ballantine	Curtis	Johnson, A.	Miller	Shields
Barton	Davis	Johnson, H.C.	Monaghan	Sohmer
Bennett	Decker	Johnson, I. S.	Nixon	Stevens, J. H.
Blanchfield	Dempsey	Johnson, R. S.	O'Connor, J. J.	Stevens, N.
Blumenthal	Deyo	Jones	O'Connor, J. K.	Stevens, W. C.
Boyce	Endres	Kelly	Page	Thompson
Bradford	Everett	Kimball	Pealer	Towne
Brady	Fish	King	Peck	Treadway
Burns, J. I.	Fitts	Kurth	Rhodes	Webster
Bush, G. H.	Gardenier	Lane, H. J.	Sage	Weed
Bush, R. P.	Greene	Larmon	Saunders	Whipple
Byrne	Groat	Le Roy	Sawmiller	White
Christie	Guenther	Lewis, B. B.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 229) entitled "An act to authorize corporations organized under chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies,' or under the said act as amended, to extend their business and objects" (Rec. No. 152), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	Martin	Schaaff
Acker	Cornell	Huson	McTernan	Sheehan
Andrus	Courtney	Johnson, A.	Menninger	Sheffer
Ballantine	Currier	Johnson, H.C.	Miller	Shields
Barton	Davis	Johnson, I. S.	Monaghan	Stevens, J. H.
Blanchfield	Decker	Johnson, R.S.	Mott	Stevens, N.
Blumenthal	Deyo	Jones	Nixon	Stevens, W. C.
Boyce	Dinkelspiel	King	O'Connor, J. J.	Stewart
Bradford	Endres	Kurth	O'Connor, J. K.	Sullivan
Bridges	Everett	Lane, H. J.	Page	Sulzer
Burns, J. I.	Fitts	Lane, O. F.	Pealer	Thompson
Burns, W. B.	Greene	Larmon	Pearsall	Towne
Bush, R. P.	Groat	Le Roy	Peck	Webster

Byrne	Guenther	Lewis, B. B.	Rhodes	Weed
Byrnes	Guibord	Lewis, R. J.	Sage	Whipple
Connelly	Harwood	L'Hommedieu	Saunders	White

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1495) entitled "An act to restore to owners of water-power on the Black river the water diverted by the State for canal purposes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 61}
{NOES 27}

Those who voted in the affirmative, were

Acker	Cornell	Haffner	McTernan	Sheehan
Adams	Courtney	Harwood	Menninger	Stein
Andrus	Decker	Johnson, H. C.	Monaghan	Stevens, W. C.
Barton	Dempsey	Johnson, R. S.	Mott	Sullivan
Blanchfield	Dickinson	Jones	Nixon	Towne
Bradford	Dinkelspiel	Kimball	O'Connor, J. J.	Treadway
Burns, W. B.	Endres	Kurth	O'Connor, J. K.	Van Vranken
Bush, G. H.	Gardenier	Lane, H. J.	O'Hare	Weed
Bush, R. P.	Gibbs	Le Roy	Peck	Whipple
Byrne	Greene	Lewis, B. B.	Rice	White
Byrnes	Guenther	Martin	Riley	Willis
Clarke	Guibord	Mase	Sawmiller	Wissig
Cooney				

Those who voted in the negative, were

Abbey	Davis	Huson	Miller	Shields
Ballantine	Deyo	Johnson, A.	Pealer	Sohmer
Blumenthal	Everett	Johnson, I. S.	Pearsall	Stevens, N.
Boyce	Fish	Lane, O. F.	Rhodes	Sulzer
Bridges	Groat	Lewis, R. J.	Selleck	Thompson
Coons	Henderson			

Mr. Lane moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1281) entitled "An act authorizing an additional appropriation of \$2,500 for the construction of a new iron bridge with double driveways and sidewalks over the Erie canal at George street in the city of Rome," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 62}
{NOES 30}

Those who voted in the affirmative, were.

Andrus	Cornell	Johnson, A.	Monaghan	Shields
Blanchfield	Courtney	Johnson, H.C.	Mullaney	Stein
Boyce	Currier	Johnson, R.S.	Nixon	Stevens, J. H.
Brady	Dempsey	Kelly	Nolan	Stewart
Burns, J. I.	Dinkelspiel	Kurth	O'Connor, J.K.	Sullivan
Bush, G. H.	Duffy	Lane, H. J.	O'Hare	Sulzer
Bush, R. P.	Endres	Le Roy	Rhodes	Townsend
Byrne	Greene	L'Hommedieu	Rice	Treadway
Byrnes	Guenther	Martin	Riley	Van Vranken
Christie	Haffner	Mase	Sawmiller	Whipple
Clarke	Harwood	McTernan	Schaaff	Willis
Connelly	Henderson	Menninger	Sheehan	Wissig
Cooney	Hitt			

Those who voted in the negative, were

Abbey	Davis	Hoag	Pealer	Sohmer
Acker	Deyo	Huson	Pearsall	Stevens, N.
Ballantine	Everett	King	Peck	Stevens, W. C.
Bradford	Fish	Lane, O. F.	Saunders	Stranahan
Bridges	Fitts	Larmon	Selleck	Thompson
Coons	Groat	Lewis, R. J.	Sheffer	Speaker

Mr. Dempsey moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate bill (No. 364) entitled "An act making a further appropriation to change, alter, widen or rebuild the bridge over the Erie canal on Main street, in the village of Fultonville" (Rec. No. 155), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 67}
{NOES 32}

Those who voted in the affirmative, were

Adams	Dempsey	Hoag	Mott	Stevens, J. H.
Barton	Dickinson	Johnson, A.	Mullaney	Stevens, W. C.
Boyce	Dinkelspiel	Johnson, H.C.	Nixon	Stewart
Bradford	Duffy	Johnson, R.S.	O'Connor, J.K.	Sullivan
Brady	Endres	Jones	O'Hare	Towne
Burns, J. I.	Fish	Kurth	Page	Townsend
Byrnes	Gardenier	Lane, H. J.	Pearsall	Treadway
Christie	Gibbs	Le Roy	Pierson	Van Vranken
Clarke	Greene	L'Hommedieu	Rhodes	Webster

Connelly	Guenther	Mase	Rice	Weed
Cooney	Guibord	McBride	Riley	Whipple
Cornell	Haffner	McTernan	Sheehan	White
Courtney	Harwood	Monaghan	Sheffer	Wissig
Currier	Hitt			

Those who voted in the negative, were

Abbey	Bush, R. P.	Henderson	Menninger	Shields
Ballantine	Byrne	Huson	Pealer	Sohmer
Bennett	Coons	King	Sage	Stevens, N.
Blanchfield	Davis	Lane, O. F.	Sawmiller	Sulzer
Blumenthal	Deyo	Larmon	Schaaff	Thompson
Bridges	Everett	Lewis, R. J.	Selleck	Willis
Bush, G. H.	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No 1195) entitled "An act to authorize the stockholders of the Agricultural Society of Northern Chautauqua, to hold a special meeting for increasing its capital stock," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Davis	Harwood	Monaghan	Shields
Acker	Decker	Henderson	Mott	Sohmer
Adams	Dempsey	Huson	Nixon	Stevens, J. H.
Ballantine	Deyo	Johnson, A.	Nolan	Stevens, N.
Bennett	Dickinson	Johnson, H. C.	O'Connor, J. J.	Stevens, W. C.
Blumenthal	Dinkelspiel	Kerrigan	Page	Stewart
Boyce	Duffy	King	Pealer	Sullivan
Brady	Endres	Kurth	Pearsall	Sulzer
Bridges	Everett	Lane, H. J.	Peck	Thompson
Burns, W. B.	Fitts	Larmon	Pierson	Towne
Bush, G. H.	Greene	Le Roy	Rice	Townsend
Bush, R. P.	Gretsinger	Lewis, B. B.	Riley	Treadway
Byrne	Groat	McBride	Sage	Webster
Byrnes	Guenther	McTernan	Saunders	Whipple
Clarke	Guibord	Menninger	Sawmiller	Willis
Cooney	Haffner	Miller	Selleck	Wissig
Cornell				

For the negative,

Johnson, R. S.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1157) entitled "An act to incorporate the New York and New England Agricultural and Industrial Society," having been announced for a third reading,

On motion of Mr. Hitt, the same was laid upon the table.

The bill (No. 1282) entitled "An act to amend section 1366 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Decker	Johnson, A.	Menninger	Selleck
Acker	Dempsey	Johnson, I. S.	Miller	Sheehan
Adams	Dinkelspiel	Johnson, R. S.	Monaghan	Sheffer
Andrus	Duffy	Jones	Mott	Sohmer
Ballantine	Endres	Kelly	Nixon	Stein
Bennett	Fitts	Kerrigan	Nolan	Stevens, J. H.
Blanchfield	Gardenier	Kill	O'Connor, J. K.	Stevens, W. C.
Brady	Greene	King	Pealer	Stranahan
Burns, J. I.	Gretsinger	Kurth	Peck	Sullivan
Burns, W. B.	Groat	Lane, H. J.	Pierson	Sulzer
Bush, G. H.	Guenther	Lane, O. F.	Rhodes	Thompson
Bush, R. P.	Guibord	Larmon	Rice	Townsend
Byrne	Haffner	Le Roy	Riley	Van Vranken
Clarke	Harwood	Lewis, R. J.	Sage	Whipple
Cooney	Henderson	L'Hommedieu	Saunders	White
Coons	Hitt	McBride	Sawmiller	Willis
Cornell	Huson	McTernan	Schaaß	Wissig
Davis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1284) entitled "An act to amend section 746 of the Code of Civil Procedure, in relation to investing trust funds," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	McTernan	Shields
Andrus	Courtney	Henderson	Menninger	Sohmer
Ballantine	Davis	Huson	Miller	Stevens, W. C.
Barton	Decker	Johnson, A.	Monaghan	Stewart
Bennett	Dempsey	Johnson, I. S.	Nixon	Stranahan
Blanchfield	Deyo	Kerrigan	O'Connor, J. J.	Sulzer
Blumenthal	Dickinson	Kimball	O'Connor, J. K.	Thompson

Brady	Dinkelspiel	King	Pearsall	Towne
Bridges	Endres	Kurth	Peck	Townsend
Bush, G. H.	Everett	Lane, O. F.	Pierson	Treadway
Bush, R. P.	Fitts	Larmon	Rhodes	Weed
Byrne	Greene	Le Roy	Rice	Whipple
Clarke	Gretsingher	Lewis, R. J.	Riley	White
Connelly	Groat	Martin	Sage	Willis
Cooney	Guenther	Mase	Sawmiller	Wissig
Coons	Guibord	McBride	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act to require the collectors of taxes to give receipts for taxes paid to them." (No. 1399).

"An act to authorize the Board of Claims to hear, audit and determine the claims of Albert Kelly, Patrick O'Connor, Dwight Wilcox, Hannah Stewart, Willard Stewart, Francis Lamson, John E. Stewart, Wilson Stewart, John Gibbons, Oliver Payne, Charles Fuller, Thomas Welch, George McKay, heirs of Simon Stewart, deceased; William Quade, Patrick Powers, William Palmer, and heirs of Lawrence Phillips, deceased, against the State of New York, and to make an award thereon." (No. 1201.)

"An act to define and declare the responsibility for constructing and maintaining certain bridges over navigable tide water, having draws to permit the passage of vessels plying in such waters." (No. 1296.)

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish, and other game,' as amended by chapter 501 of the Laws of 1888." (No. 1203.)

"An act to amend section 3 of chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors.'" (No. 1166.)

"An act to authorize the board of estimate of the city of Brooklyn to fix the salaries of the commissioners of excise of the city of Brooklyn." (No. 817.)

"An act to establish a State printing office and to create the office of superintendent of state printing." (No. 1410.)

"An act to amend chapter 278 of the Laws of 1850, entitled 'An act to secure the payment of wages to laborers employed on the canals and other public works of this State.'" (No. 1053.)

"An act to amend section 56 of the Code of Criminal Procedure." (No. 1406.)

"An act to facilitate the settlement of the claims of the State against the Horn Silver Mining Company for taxes on its corporate franchise or business." (No. 1346.)

"An act to amend chapter 555 of the Laws of 1885, entitled 'An to regulate and to fix the pay or compensation of members of the police force who are police surgeons or doormen in all cities of this State having, according to the last census, a population exceeding 800,000.'" (No. 1116.)

"An act to incorporate the New York Zoological and Botanical gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York." (No. 1356.)

"An act to amend section 37 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"
(No. 1528.)

"An act conferring jurisdiction upon the Board of Claims to hear, audit and determine the claim of Seth S. Conover against the State."
(No. 923.)

"An act to regulate the sale of intoxicating liquors in the several counties, towns, cities and wards of this State." (No. 228.)

"An act to amend chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego fire department of the city of Oswego, by adding thereto an additional section to be known as section 6.'"
(No. 1502.)

"An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums, and other charitable institutions in the city of New York with water, and remitting assessments therefor.'"
(No. 499.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of John D. Hutchinson against the State of New York, and to make an award therefor." (No. 1021.)

"An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same as amended by subsequent acts.'"
(No. 1208.)

"An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture.'"
(No. 1111.)

"An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties.'"
(No. 1416.)

"An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse,' and to revise and amend the charter of said city." (No. 1430.)

"An act to authorize the appointment of an officer to be known as the warden of the grand jury in the city of New York." (No. 1422.)

"An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license fees for the years 1887 and 1888."
(No. 1427.)

"An act to amend section 426 of the Penal Code." (No. 1405.)

"An act to amend the Penal Code by adding thereto an additional section, to be known as 'section 254a.'"
(No. 1407.)

"An act to amend chapter 534 of the Laws of 1879, as amended

by chapter 127 of the Laws of 1884, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'" (No. 1597.)

"An act to establish a police relief fund in the city of Elmira." (No. 1363.)

"An act to authorize the city of Elmira to submit to the qualified voters of said city the question of raising money for the purpose of making certain improvements and repairs in connection with the police department, the fire department and bridges, and for the purchase of the island in the Chemung river, near the outlet of Newtown creek; and, upon a favorable vote thereon, to issue bonds of said city therefor." (No. 1364.)

"An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira.'" (No. 1362.)

"An act to permit the hunting and pursuing of deer in the county of Sullivan with dogs during the months of October and November." (No. 527.)

"An act to provide for the organization of school savings banks." (No. 1398.)

"An act to establish a ferry from the south shore of Staten Island to the cities of New York and Brooklyn." (No. 1400.)

"An act to amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'" (No. 1101.)

"An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown.'" (No. 1401.)

"An act making an appropriation for repairing what is known as the second level and State ditch of the Cayuga and Seneca canal at Seneca Falls." (No. 1107.)

"An act to further amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira.'" (No. 1378.)

"An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrears thereof, and to insure a more efficient collection of the same in future," (No. 1448.)

"An act to authorize the alteration of the map or plan of a portion of the city of New York, in the Twenty-third ward of said city." (No. 777.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Charles M. Brown against the State of New York, and to make an award therefor." (No. 1020.)

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn.'" (No. 1327.)

"An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation." (No. 1337.)

"An act to amend chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887." (No. 1328.)

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn.'" (No. 1370.)

"An act to amend subdivision 6 of section 1031 of the Code of Civil Procedure, relating to exemptions of jurors." (No. 1301.)

"An act to amend section 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts." (No. 1287.)

"An act making an appropriation for the construction of a bridge over the Erie canal on Georgia street, in the city of Buffalo." (No. 758.)

"An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof, by the extension of Elmwood avenue, and to raise the amount by local assessment." (No. 1209.)

"An act to authorize and require the State Engineer and Surveyor to locate and determine the boundary line between the county of Genesee and the counties of Erie and Niagara." (No. 1297.)

"An act to prevent persons from unlawfully using or wearing the badge of the Society of Veterans of the regular army and navy of the United States." (No. 842.)

"An act to further amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city.'" (No. 968.)

The bill (No. 1285) entitled "An act to amend sections 755 and 757 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Huson	Menninger	Sohmer
Acker	Cornell	Johnson, A.	Mott	Stevens, J. H.
Adams	Davis	Johnson, H.C.	Nixon	Stevens, N.
Andrus	Decker	Johnson, I. S.	O'Connor, J.J.	Stevens, W. C.
Ballantine	Dempsey	Johnson, R.S.	O'Hare	Stewart
Barton	Dickinson	Jones	Page	Stranahan
Bennett	Dinkelspiel	Kelly	Pealer	Sulzer
Blanchfield	Duffy	Kimball	Pearsall	Thompson
Blumenthal	Endres	Kurth	Peck	Towne
Brady	Everett	Lane, H. J.	Pierson	Townsend
Burns, J. I.	Fitts	Lane, O. F.	Rhodes	Treadway
Bush, G. H.	Gardenier	Larmon	Riley	Van Vranken
Bush, R. P.	Gibbs	Lewis, R. J.	Sage	Weed

Byrne	Greene	L'Hommedieu	Saunders	Whipple
Byrnes	Groat	Mase	Selleck	White
Clarke	Guenther	McBride	Sheffer	Willis
Connelly	Guibord	McTernan	Shields	Wissig
Cooney	Harwood			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1355) entitled "An act in relation to railroads, constituting chapter 39 of the general laws," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Miller	Sheffer
Acker	Cooney	Guibord	Monaghan	Stein
Adams	Coons	Henderson	Nixon	Stevens, J. H.
Andrus	Cornell	Hoag	O'Connor, J. J.	Stevens, N.
Ballantine	Decker	Huson	Pealer	Stevens, W. C.
Barton	Dempsey	Johnson, A.	Pearsall	Stewart
Bennett	Deyo	Johnson, H. C.	Peck	Stranahan
Blanchfield	Dickinson	Johnson, I. S.	Rhodes	Sullivan
Blumenthal	Dinkelspiel	Jones	Rice	Thompson
Boyce	Duffy	Kelly	Riley	Townsend
Bridges	Everett	Kimball	Sage	Treadway
Bush, R. P.	Fish	Kurth	Saunders	Van Vranken
Byrne	Fitts	Larmon	Sawmiller	Webster
Byrnes	Gardenier	Le Roy	Schaaff	Whipple
Christie	Greene	Lewis, B. B.	Selleck	Wissig
Clarke	Gretsinger	McBride		

For the negative,

O'Hare

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Monaghan, and by unanimous consent, Senate bill No. 511, entitled "An act to amend section 446 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to the providing of sufficient hydrants for the use of the fire department" (Rec. No. 364), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	McBride	Sawmiller
Acker	Coons	Henderson	Miller	Selleck
Adams	Cornell	Hoag	Monaghan	Stevens, J. H.
Andrus	Courtney	Huson	Mott	Stevens, N.
Barton	Crawford	Johnson, A.	Mullaney	Stevens, W. C.
Bennett	Davis	Johnson, H. C.	Nixon	Stranahan
Blanchfield	Decker	Johnson, I. S.	O'Connor, J. J.	Sullivan
Blumenthal	Dempsey	Jones	O'Connor, J. K.	Sulzer
Boyce	Deyo	Kerrigan	Pealer	Thompson
Bradford	Dickinson	Kimball	Pearsall	Townsend
Brady	Duffy	King	Pierson	Treadway
Bridges	Fish	Kurth	Rhodes	Van Vranken
Burns, J. I.	Fitts	Lane, H. J.	Rice	Webster
Burns, W. B.	Gardenier	Larmon	Riley	Weed
Bush, R. P.	Groat	Lewis, B. B.	Sage	White
Christie	Guenther	L'Hommedieu	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1286) entitled "An act to amend subdivision 4 of section 1081 of the Code of Civil Procedure, relating to trial jurors in the city of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	McTernan	Stevens, J. H.
Acker	Cornell	Guibord	Miller	Stevens, N.
Adams	Crawford	Haffner	Monaghan	Stevens, W. C.
Andrus	Currier	Harwood	Mott	Stewart
Barton	Davis	Hoag	Nixon	Stranahan
Bennett	Decker	Huson	Nolan	Sullivan
Blanchfield	Dempsey	Johnson, A.	O'Connor, J. J.	Sulzer
Blumenthal	Deyo	Johnson, H. C.	O'Connor, J. K.	Thompson
Boyce	Dickinson	Johnson, R. S.	O'Hare	Townsend
Brady	Duffy	Jones	Riley	Treadway
Burns, J. I.	Endres	Kimball	Sage	Webster
Bush, R. P.	Fish	Kurth	Saunders	Weed
Byrne	Fitts	Lane, H. J.	Schaaff	Whipple
Byrnes	Gardenier	Larmon	Selleck	White
Clarke	Greene	Lewis, B. B.	Sheffer	Willis
Connelly	Gretsinger	L'Hommedieu		

For the negative,

Henderson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 120) entitled "An act to amend section 2356 of the Code of Civil Procedure, relating to the sale of the real property of infants, lunatics, idiots or habitual drunkards" (Rec. No. 23), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting favor in thereof, and three-fifths being present.

{AYES 74}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	Kurth	Rice
Acker	Connelly	Guibord	Lane, O. F.	Sage
Adams	Cooney	Haffner	Larmon	Saunders
Barton	Coons	Harwood	Le Roy	Sheffer
Bennett	Crawford	Henderson	Lewis, B. B.	Shields
Blumenthal	Decker	Hoag	Lewis, R. J.	Stein
Boyce	Dempsey	Huson	L'Hommedieu	Stevens, J. H.
Bradford	Dickinson	Johnson, A.	McBride	Stevens, W. C.
Brady	Endres	Johnson, H. C.	Menninger	Stewart
Burns, J. I.	Everett	Johnson, I. S.	Miller	Sullivan
Bush, G. H.	Fish	Jones	Monaghan	Thompson
Bush, R. P.	Fitts	Kelly	Nixon	Townsend
Byrne	Gibbs	Kerrigan	O'Connor, J. J.	Weed
Byrnes	Greene	Kimball	Pealer	Whipple
Christie	Groat	King	Peck	

Those who voted in the negative, were

Bridges	Deyo	O'Connor, J. K.	O'Hare	Stevens, N.
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Hoag moved to take from the table the bill (No. 1270) entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relating to the deposit of money, certain duties of the chamberlain and his fees."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a third reading,

On motion of Mr. Hoag, and by unanimous consent, the same was amended as follows:

Add as new section the following:

§ 3. Nothing in this act contained shall be construed to apply to, affect or limit any right of action that may exist in favor of the mayor, aldermen and commonalty of the city of New York against any person or persons who now holds or have heretofore held the said office of chamberlain.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 72}
{NOES 4}

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	Lewis, R. J.	Saunders
Acker	Davis	Huson	McBride	Sawmiller
Adams	Decker	Johnson, A.	McTernan	Selleck
Andrus	Deyo	Johnson, H. C.	Miller	Sheffer
Bennett	Dickinson	Johnson, I. S.	Mott	Stein
Blanchfield	Endres	Jones	Nixon	Stevens, J. H.
Boyce	Everett	Kerrigan	O'Connor, J. K.	Stevens, N.
Bradford	Fish	Kimball	Page	Stevens, W. C.
Brady	Fitts	King	Pealer	Stranahan
Bridges	Gibbs	Kurth	Peck	Towne
Byrnes	Greene	Lane, H. J.	Rhodes	Townsend
Christie	Groat	Lane, O. F.	Rice	Weed
Connelly	Guenther	Le Roy	Riley	Whipple
Cooney	Guibord	Lewis, B. B.	Sage	Wissig
Cornell	Harwood			

Those who voted in the negative, were

Dempsey	Mullaney	Sullivan	Webster
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 338) entitled "An act to amend sections 67 and 68 of the Code of Civil Procedure, relative to the removal of attorneys and counselors" (Rec. 135), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Larmon	Peck
Acker	Cooney	Guenther	Lewis, B. B.	Rhodes
Adams	Cornell	Guibord	L'Hommedieu	Sage
Andrus	Courtney	Haffner	Martin	Saunders
Barton	Crawford	Harwood	McBride	Schaaff
Bennett	Decker	Henderson	McTernan	Selleck
Blanchfield	Dempsey	Huson	Monaghan	Sheehan
Blumenthal	Deyo	Johnson, A.	Mott	Stevens, J. H.
Bradford	Dickinson	Johnson, H. C.	Mullaney	Stevens, N.
Brady	Endres	Johnson, I. S.	Nixon	Stranahan
Bridges	Everett	Jones	O'Connor, J. J.	Thompson

Burns, J. I.	Fish	Kerrigan	O'Connor, J. K.	Towne
Bush, G. H.	Fitts	Kimball	O'Hare	Treadway
Byrne	Gibbs	King	Page	Weed
Byrnes	Greene	Kurth	Pealer	Whipple
Clarke	Gretsinger	Lane, H. J.	Pearsall	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That Senate bill No. 133, entitled "An act to continue free instruction in natural history and kindred subjects to certain institutions, and making an appropriation therefor," be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 597, entitled "An act making an appropriation for the purpose of assisting in erecting a monument to the memory of soldiers who served in the First regiment of the New York volunteers in the United States war with Mexico, in the years 1846, 1847 and 1848."

DAVID B. HILL.

On motion of Mr. Gibbs, said bill was laid upon the table.

The Senate returned the bill entitled "An act to amend chapter 13 of the Laws of 1886, entitled 'An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board'" (No. 1266), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference in all cases to engrossed bill.)

Section 1, line 11, after the word "succeed," insert the words "was when appointed."

Same section, line 21, strike out the word "faith," and insert the word "party."

Same section, line 22, after the word "commissioner," insert the words "was when appointed."

Same section, line 26, strike out the word "two-thirds," and insert the word "three-fourths."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Guenther	McTernan	Selleck
Acker	Clarke	Guibord	Menninger	Sheehan
Adams	Connelly	Harwood	Miller	Shields
Andrus	Coons	Henderson	Monaghan	Stein
Ballantine	Cornell	Hoag	Mott	Stevens, J. H.
Barton	Crawford	Huson	Nixon	Stevens, N.
Bennett	Currier	Johnson, A.	Nolan	Stevens, W. C.
Blanchfield	Davis	Johnson, H. C.	O'Connor, J. J.	Stewart
Blumenthal	Decker	Kelly	O'Connor, J. K.	Sullivan
Boyce	Dempsey	Kimball	Page	Thompson
Bradford	Deyo	Kurth	Pealer	Towne
Brady	Dinkelspiel	Lane, H. J.	Pearsall	Townsend
Bridges	Everett	Lane, O. F.	Rice	Treadway
Burns, W. B.	Fish	Le Roy	Riley	Webster
Bush, G. H.	Gibbs	Lewis, R. J.	Saunders	Weed
Bush, R. P.	Greene	L'Hommedieu	Sawmiller	Whipple
Byrne	Gretsing	Mase	Schaaff	Wissig
Byrnes	Groat	McBride		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 930, entitled "An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the several islands in the harbor of New York."

DAVID B. HILL

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 93}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Menninger	Sheffer
Acker	Coons	Henderson	Miller	Shields
Adams	Cornell	Huson	Monaghan	Stein
Andrus	Crawford	Johnson, A.	Mott	Stevens, J. H.
Ballantine	Currier	Johnson, I. S.	Mullaney	Stevens, N.
Barton	Davis	Jones	Nixon	Stevens, W. C.

Bennett	Decker	Kerrigan	O'Connor, J. K.	Stewart
Blumenthal	Dempsey	Kimball	Page	Sullivan
Boyce	Deyo	Lane, H. J.	Pealer	Sulzer
Bradford	Dinkelspiel	Lane, O. F.	Peck	Thompson
Bridges	Endres	Larmon	Rhodes	Towne
Burns, W. B.	Everett	Le Roy	Rice	Townsend
Bush, G. H.	Fitts	Lewis, B. B.	Riley	Treadway
Bush, R. P.	Gibbs	Lewis, R. J.	Saunders	Webster
Byrne	Greene	L'Hommedieu	Sawmiller	Weed
Byrnes	Groat	Martin	Schaaff	Whipple
Christie	Guenther	Mase	Selleck	White
Clarke	Guibord	McBride	Sheehan	Wissig
Connelly	Haffner	McTernan		

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Gibbs, and by unanimous consent, the same was amended as follows:

Section 1, lines 1 and 2, strike out all down to and including the words "John Foord," and insert the words "the Governor shall appoint six persons who with."

Same section, line 6, after the word "respectively" strike out the words "are hereby appointed" and insert the words "shall be."

Same section, line 12, after the word "by," first occurring, strike out the words "name in this act" and insert the words "the Governor."

Same section, line 13, after the word "the" strike out the words "remaining commissioners so appointed" and insert the word "Governor."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Clarke	Groat	McTernan	Shields
Acker	Connelly	Guenther	Menninger	Stevens, J. H.
Andrus	Cooney	Guibord	Miller	Stevens, N.
Ballantine	Cornell	Harwood	Mullaney	Stevens, W. C.
Barton	Courtney	Huson	Nixon	Stewart
Bennett	Crawford	Jones	Nolan	Sullivan
Blanchfield	Davis	Kelly	O'Connor, J. K.	Sulzer
Blumenthal	Decker	Kerrigan	Peck	Thompson
Bradford	Deyo	Kimball	Rice	Townsend
Brady	Dinkelspiel	Lane, O. F.	Riley	Van Vranken
Bridges	Endres	Larmon	Saunders	Webster
Burns, W. B.	Fish	Le Roy	Sawmiller	Weed
Bush, G. H.	Fitts	Lewis, B. B.	Schaaff	Whipple
Bush, R. P.	Gibbs	Lewis, R. J.	Sheehan	White

Byrne
ChristieGreene
GretsingerMase
McBride

Sheffer

Wissig

For the negative,

O'Connor, J. J.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act further to amend chapter 588 of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing,'" (No. 1500), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference to printed bill.)

Section 1, line 12, strike out the word "three" and insert the word "one."

Same section, line 29, strike out the word "twenty" and insert the word "fifteen."

Same section, line 30, strike out the word "eight" and insert the word "three."

Same section, lines 31 and 32, strike out the words "of the report of the Attorney-General, pursuant to chapter 200 of the Laws of 1889, fifteen hundred copies."

Same section, lines 36 and 37, strike out the words "of the report of the Forest Commission, five thousand copies."

Section 1, line 38, strike out the words "three thousand" and insert the words "fifteen hundred."

Same section, line 39, strike out the word "three" and insert the word "one."

Same section, line 42, strike out the word "eight" and insert the word "one."

Same section, line 43, strike out the word "thousand" and insert the word "hundred."

Same section, line 62, strike out the word "five thousand" and insert the word "twenty-five hundred."

Same section lines 69 and 70, strike out the words "of the report of the Commissioners of the State Reservation at Niagara, one thousand copies."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gretsinger	McTernan	Sheehan
Acker	Connelly	Groat	Miller	Sheffer
Andrus	Cooney	Guibord	Monaghan	Shields
Ballantine	Cornell	Haffner	Mullaney	Stevens, J. H.
Barton	Courtney	Harwood	Nixon	Stevens, W. C.
Bennett	Currier	Henderson	Nolan	Stewart
Blanchfield	Davis	Huson	O'Connor, J. K.	Sullivan

Blumenthal	Decker	Jones	O'Hare	Thompson
Boyce	Dempsey	Kurth	Page	Towne
Bradford	Deyo	Lane, H. J.	Pealer	Townsend
Brady	Endres	Lane, O. F.	Pearsall	Treadway
Bridges	Everett	Larmon	Rice	Van Vranken
Burns, W. B.	Fish	Le Roy	Sage	Webster
Bush, G. H.	Fitts	Lewis, B. B.	Saunders	Weed
Bush, R. P.	Gardenier	Lewis, R. J.	Sawmiller	Whipple
Byrne	Gibbs	L'Hommedieu	Schaaff	White
Christie	Greene	McBride	Selleck	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A message from the Senate was received and read in the words following:

IN SENATE, *May 6, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 296, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse.'" (Rec. No. 158.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Hendricks, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 1, line 5, after the word "authorized" insert the words "under the restrictions and conditions hereinafter mentioned."

Same section, line 15, strike out the words "this work" and insert the words "all the work authorized by this section, including the placing and maintenance of said pipe."

Same section, line 20, strike out the word "therefrom" and insert the words "from said lake into the aforesaid pipe."

Same section, line 24, after the word "Syracuse" insert the words "this section shall be construed to vest in the State Engineer and Surveyor the power to prescribe the plan of construction and location of the gate-house, or other means for delivering the water of said lake into said pipe; and if for any reason the flow of water into said pipe shall prevent the State from having a sufficient quantity for all the uses of the Erie canal, the said Superintendent of Public Works is authorized and required to stop the flow of water into said pipe in whole or in part, so far as may be necessary in his judgment to secure such sufficient quantity; it being understood that the rights of the city of Syracuse, hereby conferred, in and to such surplus waters, are the subject always to the superior claims of the State thereto."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Sheehan raised the point of order that the bill having been amended in the Senate, must now be referred to the committee on affairs of cities, where it originally was.

Mr. Speaker decided the point of order not well taken.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Gardenier	Larmon	Sawmiller
Acker	Clarke	Gibbs	Le Roy	Schaaff
Adams	Cooney	Gretsinger	Lewis, B. B.	Selleck
Ballantine	Cornell	Groat	Lewis, R. J.	Sheehan
Bennett	Courtney	Guenther	L'Hommedieu	Sneffer
Blumenthal	Crawford	Guibord	McBride	Stein
Boyce	Davis	Henderson	McTernan	Stevens, N.
Bradford	Decker	Hoag	Miller	Stewart
Brady	de Peyster	Huson	Monaghan	Stranahan
Bridges	Deyo	Johnson, I. S.	Mott	Sullivan
Burns, J. I.	Dinkelspiel	Johnson, R. S.	Mullaney	Thompson
Burns, W. B.	Duffy	Jones	Page	Towne
Bush, G. H.	Endres	Kimball	Pearsall	Treadway
Bush, R. P.	Everett	Kurth	Peck	Webster
Byrne	Fish	Lane, H. J.	Rice	Whipple
Byrnes	Fitts	Lane, O. F.	Saunders	White

The vote upon the final passage of said bill having been reconsidered,

Mr. Sheehan moved to recommit the same to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, May 6, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 699, entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'"

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	McTernan	Sawmiller
Acker	Courtney	Guibord	Menninger	Schaaff
Adams	Crawford	Hafner	Miller	Selleck

Andrus	Currier	Harwood	Monaghan	Sheehan
Ballantine	Davis	Henderson	Mott	Sheffer
Barton	Decker	Huson	Mullaney	Shields
Bennett	de Peyster	Johnson, I. S.	Nixon	Stein
Blanchfield	Deyo	Johnson, R. S.	O'Connor, J. J.	Stevens, J. H.
Blumenthal	Dickinson	Jones	Page	Stevens, N.
Boyce	Dinkelspiel	Kelly	Pealer	Stevens, W. C.
Bradford	Duffy	Kerrigan	Pearsall	Sullivan
Brady	Endres	Kimball	Peck	Thompson
Bridges	Everett	Kurth	Rhodes	Towne
Burns, J. I.	Fish	Lane, H. J.	Rice	Townsend
Burns, W. B.	Fitts	Lane, O. F.	Riley	Treadway
Byrnes	Gardenier	Le Roy	Sage	Webster
Christie	Gretsinger	Lewis, B. B.	Saunders	Whipple
Cooney	Groat	L'Hommedieu		

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Decker, and by unanimous consent, the same was amended as follows:

Strike out section 2, and make section 3 read section 2.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Byrnes	Groat	L'Hommedieu	Sheehan
Adams	Christie	Guenther	McBride	Sheffer
Andrus	Clarke	Guibord	McTernan	Stein
Ballantine	Cooney	Haffner	Miller	Stevens, N.
Barton	Cornell	Harwood	Monaghan	Stevens, W. C.
Bennett	Currier	Huson	Mott	Stewart
Blanchfield	Davis	Johnson, H. C.	Mullaney	Thompson
Boyce	Decker	Johnson, I. S.	Nixon	Towne
Bradford	de Peyster	Jones	O'Connor, J. J.	Treadway
Brady	Deyo	Kelly	O'Connor, J. K.	Van Vranken
Bridges	Endres	Kerrigan	Page	Webster
Burns, J. I.	Everett	Kimball	Pearsall	Weed
Burns, W. B.	Fitts	Kurth	Rhodes	Whipple
Bush, G. H.	Gardenier	Lane, H. J.	Sawmiller	White
Bush, R. P.	Gibbs	Le Roy	Schaaff	Speaker
Byrne	Gretsinger	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Thompson offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill No. 622, entitled "An act to authorize the Board of Claims to hear, audit and

determine the claim of Thomas R. Leet for damages done to his farm in the town of Caneadea, Allegany county, caused by the State in changing the channel of the Genesee river in the towns of Hume and Caneadea while constructing the Genesee Valley canal," be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

On motion of Mr. Sheehan, and by unanimous consent, the time of the session was extended to 6.10 P. M.

The Senate sent for concurrence the following entitled bills:

"An act to exempt the property, both real and personal, of the sanitarium for Hebrew children in the city of New York from local taxation" (Rec. No. 452), which was read the first time.

On motion of Mr. Blumenthal, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend section 829 of the Code of Civil Procedure, relating to surviving partners" (Rec. No. 453), which was read the first time and referred to the committee on codes.

"An act to authorize the city of Brooklyn to issue bonds to pay for damages incurred by the improvement of North Second street in the city of Brooklyn" (Rec. No. 454), which was read the first time.

On motion of Mr. McTernan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on cities, retaining its place on the order of third reading, with power to report at any time.

"An act to authorize the city of Brooklyn to issue bonds to pay for damages incurred by the improvement of Banker street in the city of Brooklyn" (Rec. No. 455), which was read the first time.

On motion of Mr. McTernan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and referred to the committee on cities, retaining its place on the order of third reading, with power to report at any time.

"An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 371 of the Laws of 1876, chapter 358 of the Laws of 1882, and chapter 426 of the Laws of 1887" (Rec. No. 456), which was read the first time.

On motion of Mr. J. K. O'Connor, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act supplementary to and amendatory of chapter 308 of the Laws of 1887, entitled 'An act to provide police regulations for certain territory in the town of Vienna, in the county of Oneida,' as amended by chapter 194 of the Laws of 1888" (Rec. No. 457), which was read the first time.

On motion of Mr. R. S. Johnson, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to require the supervisor of the Twenty-sixth ward of the city of Brooklyn in this State, and his successors in office, to execute and deliver their bond for the faithful disbursement, safe-keeping and accounting for such moneys as may come into their hands by

reason of assessments collected by virtue of chapter 349 of the Laws of 1872, and of chapter 406 of the Laws of 1885, and acts amendatory thereof' " (Rec. No. 458), which was read the first time.

On motion of Mr. McTernan, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to amend section 10 of chapter 17 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings' " (Rec. No. 459), which was read the first time.

On motion of Mr. Andrus, said bill was substituted for Assembly bill No. 1350, now on the order of third reading.

"An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,' so far as the same affects the village of Haverstraw " (Rec. No. 460), which was read the first time.

On motion of Mr. Nixon, said bill was substituted for Assembly bill No. 1194, now on the order of third reading.

"An act to repeal chapter 7 of the Laws of 1890, entitled 'An act to provide for exhibitions of arts, sciences, manufactures and products of the soil, mine and sea, in the city of New York,' passed February 20, 1890 " (Rec. No. 461), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter 512 of the Laws of 1879, entitled 'An act to authorize gas-light companies to use electricity instead of gas for the lighting of streets, public places and public and private buildings in cities, villages and towns within this State,' as amended by chapter 73 of the Laws of 1882 " (Rec. No. 462), which was read the first time, and referred to the committee on electricity, gas and water supply, with power to report at any time.

"An act to amend the Code of Civil Procedure, in relation to the condemnation of real property " (Rec. No. 463), which was read the first time.

On motion of Mr. O'Hare, and by unanimous consent, the rules were suspended and said bill ordered to a third reading and printed.

"An act making an appropriation for carrying into effect and distributing certain of the Laws of 1890, relating to elections " (Rec. No. 464), which was read the first time.

On motion of Mr. Acker, and by unanimous consent, the rules were suspended and said bill ordered to a third reading and to be read at 8 o'clock this evening.

The Senate again sent for concurrence the following entitled bill :

"An act to establish the compensation of the surrogate of Niagara county." (Rec. No. 94.)

Said bill was ordered restored to its place on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1890.

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 630, entitled

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of Abner L. Roberts against the State, and to make an award therefor."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	King	O'Hare
Acker	Cooney	Gardenier	Kurth	Pealer
Andrus	Coons	Gibbs	Lane, H. J.	Peck
Ballantine	Cornell	Greene	Larmon	Rice
Barton	Courtney	Gretsinger	Le Roy	Schaaff
Bennett	Crawford	Groat	L'Hommedieu	Sheffer
Blanchfield	Currier	Guibord	Martin	Stevens, J. H.
Boyce	Curtis	Harwood	McBride	Thompson
Bradford	Davis	Henderson	McTernan	Tompkins
Brady	de Peyster	Hoag	Menninger	Townsend
Bridges	Deyo	Huson	Miller	Van Vranken
Burns, J. I.	Dinkelspiel	Johnson, A.	Monaghan	Webster
Burns, W. B.	Duffy	Johnson, H. C.	Mullaney	Weed
Bush, R. P.	Endres	Johnson, I. S.	Nixon	Whipple
Byrne	Everett	Jones	O'Connor, J. J.	White
Christie	Fish	Kimball	O'Connor, J. K.	Willis
Clarke				

The hour of 6.10 o'clock having arrived the House took a recess until 8 o'clock.

EIGHT O'CLOCK, P. M.

Mr. Speaker announced the pending question to be the bill No. 630, entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of Abner L. Roberts against the State, and to make an award therefor," recalled from the Governor, and the vote upon the final passage of the same having been reconsidered,

On motion of Mr. Guibord, and by unanimous consent, the same was amended as follows:

Amend the title by striking out the word "court" and inserting the word "board."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Christie	Gardenier	McTernan	Sheffer
Acker	Connolly	Groat	Miller	Stein
Adams	Cooney	Guenther	Nixon	Stevens, N.
Andrus	Cornell	Guibord	Nolan	Stevens, W. C.
Ballantine	Courtney	Harwood	O'Connor, J. J.	Sullivan
Bennett	Crawford	Johnson, A.	Pearsall	Sulzer
Blanchfield	Currier	Johnson, H. C.	Peck	Thompson
Blumenthal	Curtis	Johnson, I. S.	Pierson	Townsend
Boyce	Davis	Jones	Rhodes	Treadway
Bradford	Decker	Kerrigan	Riley	Van Vranken
Bridges	de Peyster	Lane, H. J.	Sage	Webster
Burns, J. I.	Deyo	Lane, O. F.	Saunders	Weed
Bush, G. H.	Dickinson	Lewis, R. J.	Sawmiller	Whipple
Bush, R. P.	Dinkelspiel	L'Hommedieu	Schaaff	White
Byrne	Everett	Martin	Sheehan	Wissig
Byrnes	Fish	McBride		

For the negative,

Shields

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate bill (No. 345) entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled 'An act to prevent deception in sales of dairy products'" (Rec. No. 128), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Fitts	Martin	Saunders
Acker	Connolly	Gardenier	McBride	Schaaff
Adams	Cooney	Groat	McTernan	Sheffer
Ballantine	Cornell	Guenther	Menninger	Sohmer
Bennett	Courtney	Guibord	Mott	Stevens, J. H.
Blanchfield	Crawford	Harwood	Mullaney	Stevens, N.
Blumenthal	Currier	Henderson	Nixon	Stevens, W. C.
Boyce	Curtis	Huson	Nolan	Sullivan
Bradford	Davis	Johnson, I. S.	O'Connor, J. K.	Thompson
Brady	Decker	Jones	Pealer	Townsend
Bridges	de Peyster	Kerrigan	Pearsall	Van Vranken
Burns, J. I.	Deyo	Lane, H. J.	Peck	Webster

Bush, G. H.	Dickinson	Lane, O. F.	Rhodes	Weed
Bush, R. P.	Dinkelspiel	Larmon	Rice	Whipple
Byrne	Everett	Lewis, B. B.	Riley	Wissig
Byrnes	Fish	L'Hommedieu	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 674) entitled "An act to amend title 12 of chapter 77 of the Laws of 1870, entitled 'The police department,' as amended by chapter 495 of the Laws of 1873, as amended by chapter 298 of the Laws of 1885," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Gretsinger	McBride	Sohmer
Acker	Courtney	Groat	McTernan	Stein
Adams	Crawford	Guenther	Menninger	Stevens, J. H.
Ballantine	Currier	Guibord	Mullaney	Stevens, N.
Bennett	Curtis	Huson	Nolan	Stevens, W. C.
Blanchfield	Davis	Johnson, H. C.	O'Connor, J. K.	Sullivan
Blumenthal	Decker	Johnson, I. S.	O'Hare	Sulzer
Boyce	Dempsey	Jones	Pealer	Thompson
Bradford	de Peyster	Kelly	Rhodes	Tompkins
Brady	Deyo	Kimball	Rice	Townsend
Bridges	Dickinson	Lane, H. J.	Riley	Treadway
Bush, R. P.	Dinkelspiel	Lane, O. F.	Sage	Van Vranken
Byrne	Everett	Larmon	Schaaff	Webster
Byrnes	Fitts	Lewis, B. B.	Sheehan	Weed
Christie	Gardenier	L'Hommedieu	Sheffer	Whipple
Connolly	Greene	Martin	Shields	Wissig
Cooney				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 464) entitled "An act making an appropriation for carrying into effect and distributing certain of the Laws of 1890, relating to elections," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	McBride	Sheehan
Acker	Coons	Groat	McTernan	Sheffer
Adams	Cornell	Guenther	Menninger	Shields

Andrus	Courtney	Guibord	Mullaney	Sohmer
Ballantine	Currier	Huson	Nixon	Stein
Bennett	Curtis	Johnson, H. C.	O'Connor, J. J.	Stevens, J. H.
Blanchfield	Dempsey	Johnson, I. S.	O'Connor, J. K.	Stevens, N.
Blumenthal	de Peyster	Jones	O'Hare	Sullivan
Boyce	Deyo	Kimball	Pealer	Sulzer
Brady	Dickinson	Lane, H. J.	Pearsall	Tompkins
Bridges	Dinkelspiel	Lane, O. F.	Rhodes	Townsend
Burns, J. I.	Duffy	Larmon	Rice	Treadway
Bush, R. P.	Everett	Le Roy	Riley	Van Vranken
Byrne	Fish	Lewis, B. B.	Sage	Webster
Byrnes	Fitts	Lewis, R. J.	Schaaff	Whipple
Christie	Gardenier	L'Hommedieu	Selleck	Wissig
Connelly	Greene			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Acker, from the committee of conference, presented the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill (No. 333) entitled "An act to revise, consolidate and amend the laws relating to the registry of voters except in the cities of New York and Brooklyn" (Rec. No. 126), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Senate agree to the first Assembly amendments, except as follows, and recommend the further amendment that the word "and," between the words "fourth" and "third," in line 4 of section 2 of the engrossed bill, as amended, be stricken out, and that after the word "third," in same line, the words "and second" be inserted, and after the word "Saturdays," in same line, the words "and second Friday" be stricken out.

That the Assembly recede from the second amendment, viz., striking out the word "last" and inserting in place thereof the word "second," it being covered by the foregoing recommendation.

Insert in line 1, section 22, after the word "cause" the words "to be prepared," and in the second line, strike out the words "of copies of this law and."

JOHN J. LINSON,
CHARLES T. SAXTON,
FRANCIS HENDRICKS,
Senate Committee.

MILO M. ACKER,
FRANCIS V. KING,
JOSEPH S. SAUNDERS,
GEORGE W. GREENE,
HUGH A. McTERNAN,
Assembly Committee.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 90}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, R. J.	Selleck
Acker	Coons	Harwood	L'Hommedieu	Sheehan
Adams	Cornell	Henderson	Martin	Sheffer
Andrus	Currier	Hoag	McBride	Shields
Ballantine	Decker	Huson	McTernan	Sohmer
Barton	Dempsey	Johnson, A.	Menninger	Stein
Bennett	de Peyster	Johnson, H. C.	Mott	Stevens, J. H.
Blumenthal	Deyo	Johnson, R. S.	Mullaney	Stevens, N.
Boyce	Dickinson	Jones	Nixon	Stevens, W. C.
Bradford	Dinkelspiel	Kerrigan	O'Connor, J. J.	Sulzer
Brady	Duffy	Kimball	O'Connor, J. K.	Towne
Bush, G. H.	Everett	King	O'Hare	Townsend
Bush, R. P.	Fish	Kurth	Pealer	Treadway
Byrne	Fitts	Lane, H. J.	Peck	Van Vranken
Byrnes	Gardnier	Lane, O. F.	Riley	Webster
Christie	Greene	Larmon	Sage	Weed
Clarke	Gretsinger	Le Roy	Saunders	Whipple
Connelly	Groat	Lewis, B. B.	Schaaff	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 299, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York," for the purpose of amendment.

Mr. Peck put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution returning to the Governor, without amendment, Assembly bill No. 511, entitled "An act to promote the professional training of teachers," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hons. E. A. Merritt and D. S. Lynde.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend title 12 of chapter 77 of the Laws of 1870, entitled 'the police department,' as amended by chapter 495 of the Laws of 1873, as amended by chapter 298 of the Laws of 1885" (No. 674), reported the same with the recommendation that it be amended as follows:

Amend the title by striking out the words "police department" and inserting in lieu thereof the words "An act to amend the 'act to

combine into one act the several acts relating to the city of Albany, passed April 12, 1842, and the several acts amendatory thereof; and also to repeal the 'act to establish a capital police district, and to provide for the government thereof,' passed April 22, 1865, and the several acts amendatory thereof, in so far as they relate to the city Albany, relating to the police department."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act to authorize the appointment of an Italian interpreter for grand juries and courts of sessions, and to fix the compensation thereof." (No. 1428.)

"An act to repeal section 2 of chapter 355 of the Laws of 1886, entitled 'An act increasing the legislative powers of boards of supervisors.'" (No. 1326.)

"An act to extend the powers of boards of supervisors over highways and bridges in counties other than New York and Kings." (No. 1185.)

Ordered, That said bills be engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 361 of the Laws of 1884, entitled 'An act to establish a State Board of Pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie'" (No. 530), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "of," strike out the words "said act" and insert the words "chapter 361 of the Laws of 1884."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act for acquiring the ownership and control of the road or highway known as the Brooklyn and Jamaica plankroad, located in the Twenty-fifth and Twenty-sixth wards of the city of Brooklyn" (No. 1423), reported the same with the recommendation that it be amended as follows:

Section 1, line 14, strike out the word "be" and insert the words "have been."

Same section, line 17, strike out the word "he" and insert the words "said department of city works."

Section 3, line 6, strike out the words "to be fixed up."

Section 7, line 3, after the word "in" insert the word "the."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 154 of the Laws of 1882, entitled 'An act to protect primary elections and conventions of

political parties and to punish offenses committed thereat' (No. 1429), reported the same with the recommendation that it be amended as follows:

Section 1, line 8, add the word "of."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to authorize the issue of the bonds of the city of Rochester to pay for an additional water supply" (No. 1424), reported the same, with the recommendation that it be amended as follows:

Section 5, line 17, strike out after the word "numbered" the word "consecutively."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Speaker announced the special order of the day, being the second reading of the Senate bill No. 576, entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water." (Rec. No. 304.)

Said bill having been announced for a second reading,

Mr. Hoag moved to commit the same to the committee on the judiciary.

Mr. Whipple moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hoag, and it was determined in the affirmative.

{AYES 58}
{NOES 51}

Those who voted in the affirmative, were

Abbey	Curtis	Johnson, I. S.	Mullaney	Sheehan
Acker	Davis	Johnson, R. S.	Nixon	Sohmer
Ballantine	de Peyster	King	O'Connor, J. J.	Stein
Blumenthal	Deyo	Kurth	O'Hare	Stewart
Bridges	Duffy	Lane, O. F.	Pealer	Sulzer
Burns, W. B.	Everett	Larmon	Pearsall	Thompson
Byrne	Gibbs	Lewis, B. B.	Pierson	Townsend
Christie	Gretsinger	Lewis, R. J.	Rhodes	Treadway
Clarke	Guibord	Martin	Sage	Webster
Connelly	Haffner	McTernan	Saunders	Whipple
Cornell	Hoag	Miller	Selleck	Wissig
Crawford	Johnson, A.	Monaghan		

Those who voted in the negative, were

Adams	Courtney	Henderson	L'Hommedieu	Sheffer
Barton	Currier	Hitt	McBride	Shields

Bennett	Decker	Huson	Menninger	Stevens, J. H.
Blanchfield	Dickinson	Johnson, H. C.	Mott	Stevens, N.
Boyce	Dinkelspiel	Jones	Nolan	Stevens, W. C.
Brady	Gardenier	Kelly	O'Connor, J. K.	Sullivan
Burns, J. I.	Greene	Kerrigan	Rice	Tompkins
Bush, R. P.	Groat	Kimball	Riley	Towne
Byrnes	Guenther	Lane, H. J.	Sawmiller	Van Vranken
Cooney	Harwood	Le Roy	Schaaff	Weed
Coons				

On motion of Mr. Sheehan, and by unanimous consent, the committee on the judiciary was empowered to report the same at any time.

The Senate returned the concurrent resolution, returning to the Governor, without amendment, Assembly bill No. 622, entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas R. Leet, for damages done to his farm in the town of Caneadea, Allegany county, caused by the State in changing the channel of the Genesee river in the towns of Hume and Caneadea, while constructing the Genesee Valley canal," without amendment, with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the following entitled bills:

"An act in relation to the poor, constituting chapter 27 of the general laws" (Rec. No. 451), was read the first time.

On motion of Mr. Whipple, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to amend section 707 of chapter 510 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to the street cleaning department" (Rec. No. 465), which was read the first time.

On motion of Mr. Sheehan, said bill was referred to the committee on affairs of cities, with power to report at any time.

The Senate returned the bill entitled "An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies'" (No. 1040), with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, engrossed bill, line 2, strike out the word "unless" and insert the word "if."

Same page, line 3, strike out the words "in the opinion of."

Same page, line 4, strike out the word "he."

Same page, line 6, strike out the words "in which case."

Same page, lines 8, 9 and 10, strike out the words "in his discretion appoint a receiver thereof, requiring of such receiver so appointed such bond and security as he deems proper," and insert the words "retain such possession until the determination of the proceedings instituted by the Attorney-General."

Same page, line 10, strike out the word "such" and insert the words "if a."

Same page, line 11, after the word "receiver" strike out all down to and including the word "and," in line 12, and insert the words "of such banking associations be appointed he."

Same page, line 14, after the word "the" insert the words "order of."

Mr. Speaker put the question whether the House would agree to concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 74}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Byrnes	Everett	Lane, H. J.	Sawmiller
Acker	Christie	Fish	Le Roy	Schaaff
Adams	Clarke	Fitts	Lewis, B. B.	Sohmer
Andrus	Connelly	Gardenier	L'Hommedieu	Stevens, W. C.
Ballantine	Coons	Greene	Martin	Stewart
Bennett	Cornell	Groat	McBride	Stranahan
Blumenthal	Crawford	Guenther	Menninger	Sullivan
Boyce	Currier	Guibord	Miller	Thompson
Brady	Davis	Harwood	Monaghan	Tompkins
Bridges	Decker	Henderson	Mott	Towne
Burns, J. I.	Dempsey	Huson	Nixon	Treadway
Burns, J. I.	de Peyster	Johnson, H. C.	O'Connor, J. K.	Van Vranken
Bush, G. H.	Deyo	Jones	Pearsall	Whipple
Bush, R. P.	Dickinson	King	Rhodes	Wissig
Byrne	Dinkelspiel	Kurth	Saunders	

Those who voted in the negative, were

Haffner	McTernan	Mullaney	O'Hare	Sulzer
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to make the office of county clerk of Chautauqua county a salaried office, and regulating the management of said office" (No. 1354), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 1, engrossed bill, strike out the words "the respective clerks of the counties of Chautauqua and Cattaraugus" and insert the words "the clerk of the county of Chautauqua."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Fish	Lewis, B. B.	Schaaff
Acker	Chris ie	Fitts	McBride	Sheffer
Adams	Clarke	Gardenier	Menninger	Shields

Andrus	Connelly	Gibbs	Miller	Sohmer
Ballantine	Cooney	Greene	Monaghan	Stevens, J. H.
Barton	Coons	Gretsinger	Mott	Stevens, W. C.
Bennett	Cornell	Groat	Mullaney	Stewart
Blanchfield	Courtney	Guenther	Nixon	Stranahan
Boyce	Crawford	Guibord	Nolan	Sullivan
Bradford	Currier	Harwood	O'Connor, J. K.	Towne
Brady	Decker	Henderson	Page	Townsend
Bridges	de Peyster	Huson	Pealer	Treadway
Burns, J. I.	Deyo	Johnson, A.	Pearsall	Weed
Burns, W. B.	Dickinson	Johnson, H. C.	Rhodes	Whipple
Bush, R. P.	Dinkelspiel	Jones	Saunders	White
Byrne	Everett	Larmon		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Stranahan, from the committee of conference, presented the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference upon the Senate bill (No. 573) entitled "An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (Rec. No. 423), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Senate do concur in the amendments to the bill which were adopted by the Assembly.

All of which is respectfully submitted.

ALBANY *May 6*, 1890.

GEO. B. SLOAN,
W. L. BROWN,
Senate Committee.

N. N. STRANAHAN,
FRED S. GIBBS,
JOHN K. STEWART,
FREDERICK HAFFNER,
MICHAEL J. NOLAN,
Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrne	Gibbs	Lane, O. F.	Sheffer
Acker	Byrnes	Greene	Le Roy	Stein
Adams	Christie	Gretsinger	Lewis, B. B.	Stevens, J. H.
Andrus	Connelly	Groat	Lewis, R. J.	Stevens, W. C.
Ballantine	Cooney	Guenther	Martin	Stranahan
Barton	Cornell	Guibord	McBride	Sullivan

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Bennett	Courtney	Haffner	McTernan	Thompson
Blanchfield	Crawford	Harwood	Miller	Tompkins
Blumenthal	Curtis	Henderson	Mott	Towne
Bradford	Decker	Huson	Nixon	Townsend
Brady	Dempsey	Johnson, A.	Nolan	Treadway
Bridges	de Peyster	Johnson, H. C.	O'Connor, J. K.	Van Vranken
Burns, J. I.	Dinkelspiel	Johnson, I. S.	O'Hare	Whipple
Burns, W. B.	Fish	Jones	Rice	White
Bush, G. H.	Fitts	Kurth	Sage	Speaker
Bush, R. P.	Gardenier	Lane, H. J.	Sawmiller	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate bill (No. 232) entitled "An act to establish the compensation of the surrogate of Niagara county" (Rec. No. 94), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Lewis, B. B.	Schaaff
Acker	Coons	Haffner	L'Hommedieu	Sheffer
Adams	Cornell	Harwood	Martin	Shields
Ballantine	Crawford	Henderson	McBride	Sohmer
Barton	Currier	Huson	McTernan	Stevens, J. H.
Bennett	Curtis	Johnson, A.	Miller	Stevens, N.
Blumenthal	Davis	Johnson, H. C.	Monaghan	Stevens, W. C.
Boyce	Decker	Johnson, I. S.	Mott	Stranahan
Brady	Dempsey	Johnson, R. S.	O'Connor, J. J.	Towne
Bridges	Deyo	Jones	O'Connor, J. K.	Townsend
Burns, W. B.	Duffy	Kelly	O'Hare	Treadway
Bush, G. H.	Fitts	King	Pealer	Van Vranken
Bush, R. P.	Gibbs	Lane, H. J.	Rice	Weed
Byrne	Greene	Lane, O. F.	Sage	Whipple
Christie	Groat	Larmon	Saunders	White
Clarke	Guenther	Le Roy	Sawmiller	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1890.

To the Assembly :

Assembly bill No 990, entitled "An act to amend chapter 204 of the Laws of 1864, entitled 'An act to amend and consolidate the several

acts relating to the village of Lansingburgh, and acts amendatory thereof," is herewith returned without approval.

The amendments confer an unusual power upon the trustees of the village, to wit: the power to create new wards. That power has generally been reserved to the Legislature itself, and it does not seem proper to confer it upon the trustees of the villages. The trustees may appropriately be trusted to erect new election districts, but the creation of new wards is a matter of sufficient importance that it may with propriety be left to the Legislature. The amendments seem to take away from property owners one of the rights usually enjoyed by them, viz: the right to lay down and repair the sidewalks and gutters in front of their respective premises. A fair construction of the amendments requires that the work shall be performed exclusively by the officials of the village, and affords no opportunity to the owners themselves to lay down or repair the sidewalks or gutters. That privilege ought not to be denied them.

The bill contains other amendments, the propriety of which may well be regarded as doubtful. A new office, known as a "village engineer" is created, which many large taxpayers of the village regarded as an unnecessary office, and which it must be conceded has not generally been provided for in village charters.

It is not necessary to specify other objections which have been presented to the measure. There does not seem to be any especial sentiment in favor of the bill in Lansingburgh, and no particular harm can result if the whole bill stand over another year. It can then be more carefully perfected and will undoubtedly more fully represent the wishes of the taxpayers.

DAVID B. HILL.

On motion of Mr. Saunders, said bill and the accompanying message were laid upon the table.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto.

"An act making an appropriation for continuing the work of the Commissioners of Statutory Revision." (Rec. No. 100.)

"An act to establish a board of fire and police commissioners for the city of Rome." (Rec. No. 58.)

Ordered, That the Clerk return said bills to the Senate.

Pursuant to notice previously given, Mr. J. K. O'Connor moved to suspend Rule 49, for the purpose of reading the third time Senate bill No. 633, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks'" (Rec. No. 387), out of its order.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{AYES 71}
{NOES 15}

Those who voted in the affirmative, were

Adams	Dickinson	Jones	Mott	Stein
Ballantine	Dinkelspiel	Kerrigan	Mullaney	Stevens, N.
Bennett	Everett	Kimball	Nixon	Stewart
Blanchfield	Fish	Kurth	Nolan	Stranahan
Boyce	Fitts	Lane, H. J.	O'Connor, J. J.	Sullivan
Bradford	Gardenier	Le Roy	O'Connor, J. K.	Thompson
Brady	Gibbs	Lewis, B. B.	Page	Tompkins
Bridges	Guibord	L'Hommedieu	Peck	Towne
Byrnes	Haffner	Mase	Rice	Townsend
Christie	Harwood	McBride	Saunders	Treadway
Coons	Huson	McTernan	Sawmiller	Weed
Currier	Johnson, A.	Menninger	Schaaff	Whipple
Decker	Johnson, H. C.	Miller	Sheffer	White
Dempsey	Johnson, R. S.	Monaghan	Shields	Wissig
de Peyster				

Those who voted in the negative, were

Blumenthal	Connelly	Hoag	O'Hare	Sohmer
Burns, J. I.	Deyo	King	Sage	Sulzer
Bush, R. P.	Guenther	Lewis, R. J.	Sheehan	Webster

Said bill having been announced for a third reading.

Mr. J. I. Burns moved to amend the same as follows:

Section , line 17, strike out the words "Supreme Court" and insert the words "Railroad Commissioners."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. J. I. Burns moved to amend the same as follows:

Section 1, add at the end thereof the words "all expenses of proceedings in court to be borne by the railroad companies."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. J. I. Burns moved to amend the same as follows:

Insert as section 4 the following:

"§ 4. This act shall not apply to the city of Yonkers."

Insert as section 5 the following:

"§ 5. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. J. I. Burns moved to amend the same as follows:

Insert as section 6 the following:

"§ 6. This act shall not apply to the county of Westchester."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The hour of 10 o'clock having arrived, the House adjourned.

WEDNESDAY, MAY 7, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. de Peyster, the journal of yesterday was approved without being read, with the exception that he desired to be recorded as having voted in the affirmative on the motion of Mr. Hoag to recommit to the committee on the judiciary Senate bill No. 576.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons, and for other purposes connected therewith,' by adding an additional section thereto, to be known as section 116" (No. 1470), reported the same with the recommendation that it be amended as follows:

Section 1, line 18, strike out the word "make" and insert the word "made."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to facilitate the business of the Supreme Court in the Third judicial district" (No. 1450), reported the same with the recommendation that it be amended as follows:

Section 1, line 1, after the word "third" insert the word "judicial."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' as amended by chapter 384 of the Laws of 1881" (No. 1414), reported the same with recommendation that it be amended as follows:

Section 1, line 1, strike out the words "said act" and insert the words "chapter 25 of the Laws of 1870."

Same section, line 18, strike out the word "second," and after the word "article" insert the word "two."

Same section, line 19, strike out the word "second," and after the word "title" insert the word "two."

Same section, same line, strike out the word "thirteenth," and after the word "chapter" insert the word "thirteen."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act to amend chapter 342 of the Laws of 1885, entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish materials for buildings and other

improvements in the several cities and counties of this State, and to repeal certain acts and parts of acts, and to repeal sections 9, 10, 11 12 and 13 of said chapter" (No. 1451), reported the same with the recommendation that it be amended as follows:

Amend the title by striking out all after the word "acts," last occurring.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Peck, from the committee on revision, to which was referred the following entitled bills, reported the same without recommendation:

"An act for the better support of the poor in the town of Red Hook, in the county of Dutchess." (No. 145.)

"An act to amend section 7 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies,' as amended by chapter 506 of the Laws of 1887." (No. 1490.)

"An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy." (No. 1452.)

"An act to amend chapter 706 of the Laws of 1887, entitled 'An act to provide for the relief of indigent soldiers, sailors and marines, and the families of those deceased,' as amended by chapter 261 of the Laws of 1888." (No. 1487.)

"An act to prevent deception in the sale of skim-milk cheese." (No. 1471.)

"An act to regulate the practice of architecture." (No. 1425.)

"An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner." (No. 1339.)

"An act to amend chapter 299 of the Laws of 1883, entitled 'The Military Code.'" (No. 1315.)

"An act to amend section 1390 of the Code of Civil Procedure." (No. 1359.)

"An act to require fire-escapes in connection with certain school buildings." (No. 1404.)

Ordered, That said bills be engrossed for a third reading.

The privileges of the floor were extended to Hons. James Dailey, E. A. Merritt, D. S. Lynde, D. W. Tallmadge, Moses Ingalls, John J. Cullen, C. B. Wolsey and C. C. Lodewick; also to ex-Mayor Maher and Mayor Manning, of the city of Albany.

Mr. Speaker announced the pending question, being the third reading of Senate bill No. 633, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' and to amend chapter 62 of the Laws of 1853, entitled 'An act to regulate the construction of roads and streets across railroad tracks.'" (Rec. No. 387.)

Said bill having been announced for a third reading,

Mr. Whipple moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 24}

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	McTernan	Schaaff
Acker	Courtney	Harwood	Menninger	Selleck
Adams	Currier	Hitt	Miller	Sheffer
Andrus	Curtis	Huson	Monaghan	Shields
Ballantine	Davis	Johnson, R.S.	Mott	Stevens, J. H.
Barton	Decker	Jones	Mullaney	Stevens, W.C.
Bennett	Dempsey	Kelly	Nixon	Stewart
Blanchfield	de Peyster	Kerrigan	Nolan	Stranahan
Boyce	Dickinson	Kimball	O'Connor, J.J.	Sullivan
Bradford	Dinkelspiel	Kurth	O'Connor, J.K.	Thompson
Brady	Duffy	Lane, H. J.	Page	Towne
Bridges	Fish	Larmon	Pealer	Townsend
Burns, W. B.	Fitts	Le Roy	Pearsall	Treadway
Byrne	Gardenier	Lewis, B. B.	Peck	Weed
Byrnes	Gibbs	L'Hommedieu	Rice	Whipple
Christie	Gretsinger	Martin	Saunders	White
Cooney	Groat	Mase	Sawmiller	Wissig
Coons	Guibord	McBride		

Those who voted in the negative, were

Blumenthal	Deyo	Hoag	Rhodes	Stevens, N.
Burns, J. I.	Endres	Johnson, I. S.	Sage	Sulzer
Clarke	Everett	King	Sheehan	Van Vranken
Connelly	Guenther	Lewis, R. J.	Sohmer	Webster
Crawford	Henderson	O'Hare	Stein	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. O'Hare, and by unanimous consent, it was ordered that hereafter the debate would be limited to five minutes for each person, and that no member shall be allowed to speak more than once upon the same bill.

The bill (No. 1081) entitled "An act for the better protection of shell-fish upon their natural beds, and the planting of oysters upon the lands and shores under the waters in the territorial jurisdiction of Kings county," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

MAY 7.]

1891

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	McBride	Sheffer
Acker	Crawford	Henderson	McTernan	Shields
Adams	Curtis	Huson	Menninger	Sohmer
Barton	Davis	Johnson, H.C.	Miller	Stevens, J. H.
Blanchfield	Dempsey	Johnson, I. S.	Mott	Stevens, N.
Blumenthal	de Peyster	Johnson, R.S.	Mullaney	Stevens, W. C.
Boyce	Deyo	Jones	Nixon	Sullivan
Bradford	Dickinson	Kelly	Nolan	Sulzer
Brady	Dinkelspiel	Kimball	O'Connor, J.J.	Thompson
Burns, W. B.	Duffy	Kurth	O'Connor, J.K.	Towne
Bush, R. P.	Endres	Lane, H. J.	Peck	Townsend
Byrne	Everett	Lane, O. F.	Riley	Webster
Byrnes	Fitts	Larmon	Sage	Weed
Christie	Greene	Le Roy	Schaaff	Whipple
Connelly	Groat	L'Hommedieu	Selleck	Willis
Cornell	Guibord	Mase	Sheehan	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 671) entitled "An act to amend chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 24 }
 { NOES 54 }

Those who voted in the affirmative, were

Adams	Byrnes	Duffy	Shields	Townsend
Andrus	Connelly	Haffner	Sohmer	Treadway
Ballantine	Curtis	Kerrigan	Stein	Webster
Boyce	Decker	Mullaney	Sullivan	Weed
Brady	Dickinson	Nixon	Sulzer	

Those who voted in the negative, were

Abbey	de Peyster	Johnson, H.C.	Menninger	Sage
Acker	Deyo	Johnson, I. S.	Miller	Schaaff
Bennett	Endres	Johnson, R.S.	Mott	Selleck
Bradford	Everett	Jones	O'Connor, J.J.	Sheffer
Bush, R. P.	Gardenier	King	O'Connor, J.K.	Stevens, J. H.
Christie	Groat	Kurth	Page	Stevens, N.
Coons	Guenther	Lane, O. F.	Pealer	Stevens, W. C.
Crawford	Guibord	Lewis, B. B.	Pearsall	Stranahan
Currier	Henderson	Lewis, R. J.	Peck	Towne
Davis	Huson	L'Hommedieu	Rhodes	Willis
Dempsey	Johnson, A.	McBride	Riley	

The Senate bill (No. 315) entitled "An act to authorize fishing for suckers, bullheads and pickerel with nets and fykes, shooting and spearing such fish through ice, and catching the same in any of the streams, ponds or lakes in Warren county, excepting in Lake George, Schroon lake and Long pond, or Glen lake" (Rec. No. 159), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 54}
{NOES 9}

Those who voted in the affirmative, were

Abbey	Connelly	Gardenier	Miller	Saunders
Acker	Cooney	Greene	Monaghan	Schaaff
Ballantine	Cornell	Groat	Mott	Selleck
Barton	Crawford	Guenther	Nixon	Stevens, J. H.
Bennett	Currier	Guibord	Nolan	Stewart
Blumenthal	Davis	Huson	O'Connor, J. J.	Sulzer
Bradford	Decker	Jones	O'Connor, J. K.	Towne
Byrne	Dempsey	Kerrigan	O'Hare	Townsend
Byrnes	Duffy	Lane, O. F.	Page	Treadway
Christie	Everett	Martin	Pealer	Weed
Clarke	Fish	McBride	Peck	

Those who voted in the negative, were

Andrus	Henderson	Riley	Stevens, W. C.
Deyo	Pearsall	Shields	Willis

The bill (No. 1170) entitled "An act to repeal subdivision 11 of section 90 of chapter 6, title 3 of part 2 of the Revised Statutes," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gibbs	Le Roy	Pierson
Acker	Cornell	Gretsinger	Menninger	Selleck
Andrus	Crawford	Groat	Miller	Sheehan
Bennett	Currier	Guibord	Mitchell	Shields
Blanchfield	Curtis	Henderson	Monaghan	Stevens, N.
Blumenthal	Davis	Hoag	Mott	Stevens, W. C.
Boyce	Decker	King	O'Connor, J. J.	Thompson
Bradford	Dempsey	Kurth	O'Hare	Towne
Brady	de Peyster	Lane, H. J.	Pealer	Townsend
Bridges	Deyo	Lane, O. F.	Pearsall	Treadway
Byrne	Dinkelspiel	Larmon	Peck	Van Vranken

Byrnes	Duffy	Lewis, B. B.	Rhodes	Webster
Christie	Endres	L'Hommedieu	Rice	Weed
Clarke	Everett	Martin	Riley	Whipple
Connelly	Fish	McBride	Sage	White
Cooney	Fitts	McTernan	Saunders	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1213) entitled "An act to suppress gambling, pool selling, pauperism and crime," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 15 }

Those who voted in the affirmative, were

Acker	Crawford	Guenther	McBride	Stevens, J. H.
Andrus	Currier	Guibord	McTernan	Stevens, N.
Ballantine	Curtis	Harwood	Mott	Stevens, W. C.
Bennett	Davis	Henderson	Nixon	Stewart
Blanchfield	Decker	Huson	Nolan	Sulzer
Blumenthal	de Peyster	Johnson, A.	O'Hare	Thompson
Bradford	Deyo	Johnson, H.C.	Pealer	Townsend
Byrne	Dickinson	Johnson, I.S.	Pearsall	Treadway
Byrnes	Endres	Johnson, R.S.	Rhodes	Webster
Christie	Everett	Jones	Riley	Weed
Connelly	Fish	Kelly	Saunders	Whipple
Cooney	Fitts	Kurth	Schaaff	White
Coons	Gardenier	Larmon	Shields	Willis
Cornell	Gibbs	Lewis, B. B.	Sohmer	Speaker
Courtney	Gretsinger	L'Hommedieu	Stein	

Those who voted in negative, were

Boyce	Duffy	Lewis, R. J.	Mullaney	Sullivan
Brady	Haffner	Menninger	O'Connor, J. J.	Van Vranken
Dinkelspiel	Lane, O. F.	Miller	Rice	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 747) entitled "An act to provide for the enlarging and construction of ditches on farm lots Nos. 43, 52 and 53, in the towns of DeWitt and Manlius, in Onondaga county, to carry off the water percolating through the banks of the Erie canal," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 31}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	Menninger	Stein
Andrus	Courtney	Haffner	Miller	Stevens, J. H.
Barton	Currier	Harwood	Monaghan	Sullivan
Blanchfield	Curtis	Henderson	Mullaney	Sulzer
Blumenthal	Dempsey	Johnson, A.	O'Connor, J. J.	Thompson
Boyce	de Peyster	Johnson, H. C.	O'Hare	Townsend
Brady	Dinkelspiel	Johnson, R. S.	Rice	Treadway
Burns, W. B.	Endres	Jones	Riley	Van Vranken
Bush, R. P.	Fish	Kerrigan	Sage	Webster
Byrne	Gardenier	Kurth	Sawmiller	Weed
Byrnes	Gibbs	Lane, H. J.	Schaaff	White
Clarke	Greene	Le Roy	Shields	Willis
Connelly	Gretsinger	McBride	Sohmer	Wissig
Cooney				

Those who voted in the negative, were

Acker	Davis	Hoag	Lewis, B. B.	Saunders
Adams	Decker	Huson	Lewis, R. J.	Stevens, N.
Ballantine	Deyo	Johnson, I. S.	L'Hommedieu	Stevens, W. C.
Bradford	Everett	King	Mott	Stewart
Bridges	Fitts	Lane, O. F.	Pealer	Towne
Coons	Groat	Larmon	Pearsall	Whipple
Crawford				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 185) entitled "An act making an appropriation for building about 2,000 lineal feet of vertical cement wall on the berme side of the Erie canal, in the village of Mohawk, in the county of Herkimer," having been announced for a third reading,

On motion of Mr. Dempsey, said bill was laid upon the table.

The bill (No. 1497) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Coons	Haffner	Mase	Shields
Acker	Cornell	Harwood	McBride	Stevens, J. H.
Adams	Courtney	Henderson	McTernan	Stevens, N.
Ballantine	Curtis	Johnson, H. C.	Menninger	Stevens, W. C.
Barton	Davis	Johnson, I. S.	Miller	Stewart
Bennett	Dempsey	Johnson, R. S.	Monaghan	Sullivan

MAY 7.]

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Blanchfield	Deyo	Jones	Mott	Sulzer
Blumenthal	Dinkelspiel	Kelly	Nixon	Towne
Boyce	Duffy	Kerrigan	Nolan	Townsend
Bridges	Endres	Lane, H. J.	O'Connor, J. J.	Treadway
Burns, W. B.	Fitts	Lane, O. F.	O'Connor, J. K.	Van Vranken
Bush, R. P.	Gardenier	Larmon	Pealer	Webster
Byrne	Gibbs	Le Roy	Peck	Whipple
Byrnes	Greene	Lewis, B. B.	Riley	Willis
Christie	Groat	Lewis, R. J.	Schaaff	Wissig
Clarke	Guenther	L'Hommedieu	Sheffer	

For the negative,

King

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1210) entitled "An act conferring jurisdiction upon the State Board of Claims to hear, audit and determine the claim of David T. Smith against the State, and to make an award therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 7 }

Those who voted in the affirmative, were

Andrus	Courtney	Johnson, H. C.	Miller	Stevens, J. H.
Blanchfield	Crawford	Johnson, I. S.	Monaghan	Stevens, N.
Blumenthal	Curtis	Jones	Mott	Stevens, W. C.
Boyce	Dempsey	Kerrigan	Nixon	Stewart
Bradford	Deyo	Kimball	O'Connor, J. J.	Stranahan
Bridges	Duffy	Kurth	O'Connor, J. K.	Sullivan
Burns, J. I.	Endres	Lane, H. J.	O'Hare	Towne
Burns, W. B.	Fish	Le Roy	Pearsall	Townsend
Byrne	Fitts	Lewis, B. B.	Rhodes	Treadway
Byrnes	Gibbs	Lewis, R. J.	Schaaff	Webster
Christie	Greene	L'Hommedieu	Sheehan	Weed
Clarke	Gretsinger	McBride	Sheffer	Whipple
Cooney	Guenther	McTernan	Sohmer	Willis
Coons	Guibord	Menninger	Stein	Wissig
Cornell	Haffner			

Those who voted in the negative, were

Abbey	Ballantine	Henderson	Hoag	King
Acker	Davis			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 605) entitled "An act to repeal and annul chapter 184 of the Laws of 1886, entitled 'An act to authorize the

village of Port Jervis, in the county of Orange, to lay out and adopt a comprehensive system of sewerage, and to construct the same, and to dissolve the board of sewer commissioners appointed thereunder" (Rec. No. 369), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	McTernan	Stein
Acker	Cornell	Haffner	Menninger	Stevens, J. H.
Adams	Crawford	Huson	Miller	Stevens, N.
Andrus	Currier	Johnson, A.	Monaghan	Stevens, W. C.
Ballantine	Curtis	Johnson, H.C.	Mott	Stewart
Bennett	Davis	Johnson, I. S.	Nixon	Stranahan
Blanchfield	Decker	Johnson, R.S.	O'Hare	Sullivan
Blumenthal	Dempsey	Kimball	Pealer	Sulzer
Bradford	de Peyster	King	Pearsall	Thompson
Brady	Deyo	Lane, H. J.	Peck	Tompkins
Bridges	Dinkelspiel	Lane, O. F.	Rhodes	Townsend
Burns, W.B.	Endres	Le Roy	Sage	Treadway
Bush, R. P.	Greene	Lewis, B. B.	Saunders	Van Vranken
Byrne	Gretsinger	Lewis, R. J.	Sawmiller	Weed
Byrnes	Groat	Martin	Shields	Whipple
Clarke	Guenther	Mase	Sohmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 621) entitled "An act to authorize and require an increased elevation of certain bridges over the Harlem river, above high water of spring tides, and to provide for all changes in any avenues, streets and railroads that may be necessary by reason of such increased elevation of said bridges, and for other purposes" (Rec. No. 373), having been announced for a third reading,

On motion of Mr. Webster, said bill was laid upon the table.

The bill (No. 1097) entitled "An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers,'" having been announced for a third reading,

On motion of Mr. Sullivan, said bill was laid upon the table.

The bill (No. 887) entitled "An act releasing certain real estate of the Prospect Hill Reformed Dutch church, in the city of New York from the taxes for 1889," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Groat	Lewis, B. B.	Riley
Acker	Clarke	Guenther	Lewis, R. J.	Sage
Adams	Coons	Guibord	L'Hommedieu	Saunders
Andrus	Currier	Harwood	Martin	Sawmiller
Ballantine	Curtis	Henderson	Mase	Sheffer
Barton	Davis	Hoag	McBride	Shields
Bennett	Dempsey	Huson	McTernan	Stevens, J. H.
Blanchfield	de Peyster	Johnson, A.	Menninger	Stevens, N.
Blumenthal	Deyo	Johnson, H.C.	Miller	Sullivan
Bradford	Endres	Johnson, I. S.	Monaghan	Sulzer
Brady	Everett	Johnson, R.S.	Mullaney	Thompson
Bridges	Fitts	Jones	Nixon	Webster
Burns, J. I.	Gardenier	Kerrigan	O'Connor, J. K.	Weed
Bush, R. P.	Gibbs	Lane, H. J.	Pearsall	Willis
Byrne	Greene	Lane, O. F.	Rhodes	Wissig
Byrnes	Gretsinger	Le Roy		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1523) entitled "An act to amend sections 3 and 9 of title 2, and sections 10 and 17 of title 3, and section 3 of title 4, and sections 2 and 4 of title 5, and section 1 of title 7 of chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" having been announced for a third reading,

Mr. R. P. Bush moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 38 }
 { NOES 42 }

Those who voted in the affirmative, were

Acker	Clarke	Deyo	Johnson, R.S.	Nixon
Ballantine	Cooney	Dinkelspiel	Jones	O'Connor, J.K.
Barton	Cornell	Everett	King	Saunders
Bennett	Crawford	Fitts	Larmon	Thompson
Blanchfield	Currier	Gretsinger	Lewis, R. J.	Townsend
Bradford	Curtis	Groat	Menninger	Weed
Byrnes	Davis	Johnson, A.	Mullaney	Willis
Christie	de Peyster	Johnson, H.C.		

Those who voted in the negative, were

Abbey	Coons	Lane, O. F.	Rice	Stevens, N.
Blumenthal	Decker	Martin	Riley	Stevens, W.C.
Boyce	Duffy	Mase	Sage	Stewart

Brady	Endres	McTernan	Sawmiller	Stranahan
Bridges	Gibbs	Miller	Schaaff	Sullivan
Burns, W. B.	Haffner	Monaghan	Shields	Sulzer
Bush, R. P.	Harwood	O'Hare	Sohmer	Towne
Byrne	Henderson	Pearsall	Stevens, J. H.	Van Vranken
Connelly	Huson			

The bill (No. 765) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim or claims of Peter R. Fingar against the State and to make an award therein," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 54 }
{ NOES 16 }

Those who voted in the affirmative, were

Adams	Courtney	Henderson	McBride	Schaaff
Ballantine	Crawford	Huson	McTernan	Shields
Barton	Currier	Johnson, A.	Menninger	Stevens, W. C.
Blanchfield	Decker	Johnson, R.S.	Miller	Sullivan
Burns, J. I.	Dempsey	Jones	Monaghan	Treadway
Byrne	Dickinson	Kimball	Mullaney	Van Vranken
Christie	Dinkelspiel	Kurth	O'Connor, J.K.	Webster
Connelly	Duffy	Lane, H. J.	O'Hare	Weed
Cooney	Endres	Larmon	Rice	Whipple
Coons	Fish	L'Hommedieu	Riley	Willis
Cornell	Fitts	Martin	Saunders	

Those who voted in the negative, were

Abbey	Bradford	Deyo	King	Stein
Acker	Bridges	Everett	Lane, O. F.	Stevens, J. H.
Bennett	Bush, R. P.	Groat	Sohmer	Sulzer
Blumenthal				

Mr. Gardenier moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 422, entitled "An act to provide for the weekly payment of wages by corporations," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned Senate bill entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled An act to prevent deception in sales of dairy products'" (Rec. No. 128), with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a committee of conference thereon, consisting of Messrs. Richardson, Deane and Hawkins, and request the appointment of a like committee on the part of the Assembly.

Mr. Greene moved that a like committee be appointed on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Adams, Decker, Peck, G. H. Bush and Byrne.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

The Senate bill (No. 208) entitled "An act to amend section 1290 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to actions for penalties" (Rec. No. 138), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gibbs	Lane, O. F.	Schaaff
Acker	Cornell	Greene	L'Hommedieu	Selleck
Ballantine	Crawford	Gretsinger	McBride	Shields
Barton	Currier	Guibord	McTernan	Stein
Bennett	Curtis	Harwood	Menninger	Stevens, J. H.
Blanchfield	Davis	Henderson	Miller	Stevens, N.
Blumenthal	Decker	Hitt	Monaghan	Stevens, W. C.
Boyce	Dempsey	Huson	Nixon	Sulzer
Bradford	Deyo	Johnson, A.	O'Connor, J. K.	Towne
Brady	Dickinson	Johnson, H. C.	O'Hare	Townsend
Bridges	Dinkelspiel	Johnson, R. S.	Pealer	Webster
Burns, J. I.	Duffy	Jones	Pearsall	Weed
Burns, W. B.	Endres	Kerrigan	Rice	Whipple
Byrne	Everett	King	Riley	Willis
Clarke	Fish	Kurth	Sage	Wissig
Connelly	Gardenier	Lane, H. J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1198) entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	Kurth	Peck
Acker	Cooney	Gardenier	Lane, H. J.	Riley
Adams	Coons	Gibbs	Larmon	Saunders
Andrus	Cornell	Guenther	Lewis, B. B.	Shields
Ballantine	Courtney	Guibord	Lewis, R. J.	Stein
Bennett	Crawford	Haffner	L'Hommedieu	Stevens, J. H.
Blanchfield	Currier	Henderson	McBride	Stevens, N.
Blumenthal	Curtis	Huson	McTernan	Stevens, W. C.
Boyce	Davis	Johnson, A.	Miller	Sullivan
Bradford	Decker	Johnson, H. C.	Monaghan	Sulzer
Brady	Dempsey	Johnson, I. S.	Mullaney	Thompson
Burns, J. I.	de Peyster	Johnson, R. S.	Nixon	Van Vranken
Bush, R. P.	Dickinson	Jones	O'Connor, J. K.	Webster
Byrne	Endres	Kerrigan	O'Hare	Weed
Byrnes	Everett	Kimball	Pealer	Whipple
Christie	Fish	King	Pearsall	White

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 487) entitled "An act to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester'" (Rec. No. 366), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Gretsinger	Mase	Schaff
Adams	Coons	Groat	McBride	Selleck
Andrus	Cornell	Guenther	McTernan	Sheffer
Ballantine	Courtney	Guibord	Menninger	Shields
Barton	Crawford	Harwood	Miller	Stein
Bennett	Curtis	Huson	Monaghan	Stevens, J. H.
Blanchfield	Davis	Johnson, H. C.	Mott	Stevens, N.
Blumenthal	Decker	Johnson, I. S.	Nixon	Stewart
Boyce	Dempsey	Kelly	Nolan	Stranahan
Bradford	Deyo	King	O'Connor, J. J.	Sulzer

Brady	Dickinson	Kurth	O'Connor, J. K.	Towne
Bridges	Endres	Lane, H. J.	O'Hare	Townsend
Burns, J. I.	Everett	Lane, O. F.	Pealer	Treadway
Bush, R. P.	Fish	Le Roy	Peck	Webster
Byrne	Fitts	Lewis, B. B.	Rhodes	Weed
Christie	Gardenier	Lewis, R. J.	Riley	Wissig
Clarke	Greene	L'Hommedieu	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1447) entitled "An act in relation to private bankers," having been announced for a third reading,

Mr. Sheehan moved to amend the same as follows:

Section 1, line 3, engrossed bill, strike out the words "one hundred" and insert the words "two hundred and fifty."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 9}

Those who voted in the affirmative, were

Abbey	Clarke	Fitts	Larmon	Pearsall
Adams	Connelly	Gardenier	Le Roy	Saunders
Andrus	Cooney	Gibbs	Lewis, B. B.	Schaaff
Ballantine	Cornell	Greene	Lewis, R. J.	Shields
Barton	Crawford	Groat	L'Hommedieu	Sohmer
Bennett	Currier	Guibord	Martin	Stein
Blanchfield	Davis	Harwood	Mase	Stewart
Blumenthal	Decker	Henderson	Mott	Stranahan
Boyce	Dempsey	Huson	Mullaney	Sullivan
Bradford	Deyo	Johnson, A.	Nixon	Sulzer
Brady	Dickinson	Johnson, I. S.	O'Connor, J. J.	Thompson
Bridges	Dinkelspiel	Johnson, R. S.	O'Connor, J. K.	Van Vranken
Burns, J. I.	Duffy	Jones	O'Hare	Webster
Bush, R. P.	Endres	Lane, H. J.	Page	Weed
Byrne	Everett	Lane, O. F.	Pealer	Wissig
Christie	Fish			

Those who voted in the negative, were

Acker	de Peyster	Kimball	Menninger	Stevens, W.C.
Byrnes	Hoag	King	Monaghan	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1524) entitled "An act to amend sections 2512 and 2546 of the Code of Civil Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative.

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 2}

Those who voted in the affirmative, were

Acker	Currier	Guenther	Menninger	Sheffer
Adams	Curtis	Harwood	Mott	Shields
Andrus	Davis	Huson	Nixon	Sohmer
Ballantine	Decker	Johnson, I. S.	O'Connor, J. J.	Stevens, N.
Bennett	Dempsey	Jones	O'Hare	Stevens, W. C.
Blanchfield	Deyo	Kelly	Page	Stranahan
Boyce	Dinkelspiel	Kurth	Pealer	Sullivan
Brady	Duffy	Lane, H. J.	Pearsall	Sulzer
Bridges	Endres	Lane, O. F.	Peck	Thompson
Burns, J. I.	Fish	Larmon	Pierson	Treadway
Byrne	Fitts	Le Roy	Riley	Van Vranken
Byrnes	Gardenier	Lewis, B. B.	Sage	Webster
Connelly	Gibbs	L'Hommedieu	Saunders	Weed
Cooney	Greene	Mase	Schaaff	Whipple
Cornell	Gretsinger	McTernan	Selleck	Willis
Crawford	Groat			

Those who voted in the negative, were

King Lewis, R. J.

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Andrus called from the table Senate bill No. 621, entitled "An act to authorize and require an increased elevation of certain bridges over the Harlem river above high water of spring tides, and to provide for all changes in any avenues, streets and railroads that may be necessary by reason of such increased elevation of said bridges, and for other purposes." (Rec. No. 373.)

The question recurring on the final passage of said bill,

Mr. Webster asked unanimous consent to amend.

Objected to by Mr. Andrus.

Mr. Gibbs moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 68}
{NOES 32}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Miller	Sheehan
Acker	Crawford	Hitt	Mott	Sheffer
Adams	Davis	Johnson, A.	Mullaney	Stevens, N.

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Andrus	Decker	Jones	Nixon	Stevens, W. C.
Ballantine	de Peyster	Kelly	Nolan	Stranahan
Barton	Dickinson	Kimball	O'Connor, J. J.	Thompson
Bennett	Dinkelspiel	Kurth	O'Connor, J. K.	Towne
Bradford	Fish	Lane, H. J.	Page	Townsend
Bridges	Fitts	Lane, O. F.	Pealer	Treadway
Burns, J. I.	Gardenier	Larmon	Peck	Weed
Burns, W. B.	Gibbs	Le Roy	Saunders	Whipple
Bush, R. P.	Greene	Lewis, B. B.	Sawmiller	White
Byrnes	Gretsinger	L'Hommedieu	Selleck	Willis
Christie	Groat	Mase		

Those who voted in the negative, were

Blanchfield	Cornell	Huson	McTernan	Sohmer
Blumenthal	Deyo	Johnson, I. S.	Monaghan	Stevens, J. H.
Boyce	Duffy	Kerrigan	O'Hare	Sullivan
Brady	Endres	King	Pearsall	Sulzer
Byrne	Haffner	Lewis, R. J.	Rhodes	Van Vranken
Connolly	Harwood	McBride	Riley	Webster
Coons	Henderson			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 394) entitled "An act to amend chapter 420 of the Laws of 1888, entitled 'An act to provide for police matrons in cities'" (Rec. No. 267), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, B. B.	Saunders
Acker	Cornell	Guibord	Lewis, R. J.	Schaaff
Adams	Courtney	Haffner	L'Hommedieu	Sheehan
Andrus	Crawford	Harwood	Martin	Sheffer
Barton	Curtis	Hoag	Mase	Shields
Bennett	Davis	Huson	McBride	Sohmer
Blanchfield	Decker	Johnson, A.	McTernan	Stevens, J. H.
Blumenthal	de Peyster	Johnson, I. S.	Menninger	Stewart
Boyce	Deyo	Jones	Miller	Sullivan
Bradford	Dinkelspiel	Kelly	Monaghan	Sulzer
Bridges	Endres	Kill	Mullaney	Thompson
Burns, J. I.	Everett	King	Nixon	Towne
Burns, W. B.	Fish	Kurth	O'Connor, J. J.	Treadway
Bush, R. P.	Fitts	Lane, O. F.	Page	Weed
Byrne	Gibbs	Larmon	Pealer	Willis
Byrnes	Greene	Le Roy	Pearsall	Wissig
Christie				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 603) entitled "An act to amend chapter 94 of the Laws of 1872, entitled 'An act to incorporate the Moose River Improvement Company,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Clarke	Groat	McBride	Selleck
Acker	Cornell	Guenther	Miller	Sheffer
Adams	Crawford	Guibord	Monaghan	Sohmer
Ballantine	Currier	Haffner	Mott	Stevens, J. H.
Barton	Curtis	Harwood	Mullaney	Stevens, N.
Bennett	Davis	Henderson	Nixon	Stevens, W. C.
Blanchfield	Decker	Huson	Nolan	Stewart
Blumenthal	de Peyster	Johnson, A.	O'Connor, J. J.	Sulzer
Boyce	Deyo	Johnson, R. S.	O'Connor, J. K.	Thompson
Bradford	Dickinson	Jones	Page	Towne
Brady	Dinkelspiel	Kurth	Pealer	Townsend
Bridges	Endres	Lane, H. J.	Pearsall	Treadway
Burns, J. I.	Fish	Lane, O. F.	Peck	Van Vranken
Burns, W. B.	Fitts	Le Roy	Riley	Weed
Byrne	Gardenier	Lewis, B. B.	Sage	White
Byrnes	Greene	L'Hommedieu	Saunders	Willis
Christie				

For the negative,

Whipple

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1294) entitled "An act to amend chapter 172 of the Laws of 1863, entitled 'An act in relation to the accounts of town officers,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Groat	L'Hommedieu	Saunders
Acker	Cooney	Guenther	Martin	Selleck
Ballantine	Cornell	Guibord	Mase	Sheehan
Barton	Courtney	Haffner	McKnight	Sheffer
Bennett	Crawford	Harwood	McTernan	Stein
Blanchfield	Curtis	Henderson	Miller	Stewart

Blumenthal	Davis	Hitt	Monaghan	Sullivan
Boyce	Decker	Huson	Mott	Sulzer
Bradford	Dempsey	Johnson, A.	Mullaney	Thompson
Brady	de Peyster	Johnson, H. C.	Nixon	Towne
Bridges	Deyo	Lane, H. J.	O'Connor, J. J.	Townsend
Burns, J. I.	Dinkelspiel	Lane, O. F.	Page	Treadway
Burns, W. B.	Endres	Larmon	Pearsall	Webster
Bush, R. P.	Everett	Le Roy	Peck	Weed
Byrne	Fish	Lewis, B. B.	Riley	Whipple
Byrnes	Gardenier	Lewis, R. J.	Sage	Wissig
Christie				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 460) entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages so far as the same effects the village of Haverstraw,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Guibord	L'Homedieu	Riley
Adams	Crawford	Haffner	Mase	Sage
Barton	Curtis	Harwood	McBride	Saunders
Bennett	Davis	Huson	McTernan	Selleck
Blanchfield	Decker	Johnson, H. C.	Miller	Sheffer
Blumenthal	Dempsey	Johnson, I. S.	Monaghan	Stein
Boyce	de Peyster	Johnson, R. S.	Mott	Stevens, J. H.
Bradford	Deyo	Jones	Mullaney	Stevens, W. C.
Bridges	Dinkelspiel	Kerrigan	Nixon	Stewart
Burns, J. I.	Duffy	Kimball	O'Connor, J. K.	Sulzer
Bush, G. H.	Endres	Kurth	Page	Thompson
Bush, R. P.	Everett	Lane, H. J.	Pealer	Townsend
Byrne	Fish	Lane, O. F.	Pearsall	Treadway
Byrnes	Fitts	Le Roy	Peck	Weed
Christie	Gardenier	Lewis, B. B.	Rhodes	Whipple
Cooney	Groat	Lewis, R. J.	Rice	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1155) entitled "An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Clarke	Gardenier	Larmon	Riley
Adams	Coons	Greene	Le Roy	Sage
Ballantine	Cornell	Gretsinger	Lewis, B. B.	Saunders
Barton	Courtney	Groat	Lane, H. J.	Sawmiller
Bennett	Crawford	Guenther	L'Hommedieu	Sheffer
Blanchfield	Curtis	Guibord	McBride	Stein
Blumenthal	Davis	Haffner	McTernan	Stevens, J. H.
Boyce	Decker	Hoag	Menninger	Stevens, W. C.
Bradford	Dempsey	Huson	Miller	Stewart
Brady	de Peyster	Johnson, A.	Monaghan	Thompson
Bridges	Deyo	Johnson, H. C.	Nixon	Townsend
Burns, J. I.	Dickinson	Johnson, I. S.	O'Connor, J. J.	Treadway
Bush, G. H.	Duffy	Jones	Page	Webster
Bush, R. P.	Endres	Kerrigan	Pealer	Whipple
Byrne	Everett	King	Pearsall	Willis
Byrnes	Fish	Lane, H. J.	Peck	Wissig
Christie	Fitts	Lane, O. F.	Rice	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 903) entitled "An act to repeal chapter 253 of the Laws of 1878, entitled 'An act relating to the term of office of the supervisors of the counties of Albany, Livingston, Rensselaer and Monroe,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Gardenier	Lewis, R. J.	Selleck
Acker	Coons	Groat	Martin	Sohmer
Ballantine	Cornell	Guenther	Mase	Stevens, J. H.
Barton	Courtney	Guibord	McTernan	Stevens, N.
Bennett	Currier	Haffner	Menninger	Stevens, W. C.
Blanchfield	Curtis	Harwood	Miller	Stewart
Blumenthal	Davis	Hitt	Nixon	Thompson
Boyce	Decker	Huson	O'Connor, J. J.	Towne
Bradford	Dempsey	Johnson, H. C.	O'Connor, J. K.	Townsend
Brady	Deyo	Johnson, I. S.	Page	Treadway
Bridges	Dickinson	Jones	Pealer	Van Vranken
Burns, J. I.	Dinkelspiel	Kerrigan	Pearsall	Webster
Bush, R. P.	Duffy	King	Peck	Weed

Byrne	Endres	Lane, O. F.	Riley	Whipple
Byrnes	Everett	Larmon	Sage	Willis
Christie	Fitts	Lewis, B. B.	Saunders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1292) entitled "An act to regulate the price of illuminating gas in villages and cities of 10,000 and over up to 20,000," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gardenier	Larmon	Rice
Acker	Connelly	Gibbs	Lewis, R. J.	Saunders
Adams	Cooney	Greene	L'Hommedieu	Selleck
Ballantine	Cornell	Gretsinger	Mase	Stevens, N.
Barton	Crawford	Groat	McBride	Stevens, W. C.
Bennett	Currier	Guenther	McTernan	Stranahan
Blanchfield	Curtis	Guibord	Menninger	Sullivan
Blumenthal	Davis	Haffner	Miller	Thompson
Boyce	Decker	Harwood	Mott	Towne
Bradford	Dempsey	Johnson, A.	Nolan	Townsend
Brady	Deyo	Johnson, I. S.	O'Connor, J. K.	Treadway
Bridges	Dickinson	Jones	Page	Van Vranken
Burns, J. I.	Dinkelspiel	Kerrigan	Pealer	Weed
Bush, R. P.	Duffy	King	Pearsall	Whipple
Byrne	Endres	Kurth	Peck	Willis
Byrnes	Everett	Lane, O. F.	Rhodes	Wissig
Christie	Fitts			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1161) entitled "An act to amend chapter 465 of the Laws of 1875, entitled 'An act to require the payment of certain premiums to the fire department of cities and villages by fire insurance companies not organized under the laws of the State of New York, but doing business therein,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cooney	Gretsinger	L'Hommedieu	Rice
Adams	Coons	Groat	Martin	Riley
Ballantine	Cornell	Guenther	Mase	Saunders

Barton	Crawford	Guibord	McBride	Stevens, N.
Bennett	Currier	Haffner	McTernan	Stevens, W. C.
Blanchfield	Curtis	Harwood	Miller	Stewart
Blumenthal	Davis	Huson	Monaghan	Sulzer
Boyce	Dempsey	Johnson, A.	Nixon	Thompson
Bradford	Deyo	Jones	O'Connor, J.J.	Towne
Brady	Dinkelspiel	Kelly	O'Hare	Townsend
Bridges	Duffy	Kimball	Page	Treadway
Bush, R. P.	Endres	King	Pealer	Van Vranken
Byrne	Everett	Lane, H. J.	Pearsall	Weed
Byrnes	Fitts	Lane, O. F.	Peck	Whipple
Clarke	Gardenier	Larmon	Rhodes	White
Connelly	Greene	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1066) entitled "An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty insurance companies, and in relation to agencies for such companies,' and the acts amendatory thereof," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were .

Acker	Cooney	Gibbs	Lane, O. F.	Pealer
Adams	Cornell	Greene	Le Roy	Pearsall
Ballantine	Crawford	Groat	Lewis, R. J.	Peck
Barton	Currier	Guenther	L'Hommedieu	Riley
Bennett	Curtis	Guibord	Martin	Stein
Blanchfield	Davis	Haffner	Mase	Stevens, J. H.
Blumenthal	Decker	Huson	McBride	Stevens, N.
Boyce	de Peyster	Johnson, A.	McTernan	Stevens, W.C.
Bradford	Deyo	Johnson, H.C.	Menninger	Stewart
Brady	Dickinson	Johnson, R.S.	Miller	Towne
Burns, J. I.	Dinkelspiel	Jones	Nixon	Townsend
Bush, R. P.	Duffy	Kelly	Nolan	Treadway
Byrnes	Endres	Kimball	O'Connor, J.J.	Webster
Christie	Everett	King	O'Connor, J.K.	Whipple
Clarke	Fish	Kurth	O'Hare	White
Connelly	Fitts	Lane, H. J.	Page	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1296) entitled "An act to define and declare the responsibility for constructing and maintaining certain bridges over navigable tide waters having draws to permit the passage of vessels plying in such waters," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 67}
{NOES 12}

Those who voted in the affirmative, were

Abkey	Cooney	Greene	Mase	Peck
Adams	Coons	Gretsinger	McTernan	Rhodes
Andrus	Cornell	Harwood	Menninger	Rice
Ballantine	Currier	Huson	Miller	Riley
Barton	Curtis	Johnson, A.	Monaghan	Stevens, J. H.
Blanchfield	Dempsey	Johnson, R.S.	Mullaney	Stevens, W. C.
Blumenthal	de Peyster	Jones	Nixon	Sullivan
Boyce	Dickinson	Kelly	O'Connor, J. J.	Townsend
Brady	Dinkelspiel	Lane, H. J.	O'Connor, J. K.	Treadway
Byrne	Duffy	Larmon	O'Hare	Van Vranken
Byrnes	Fish	Le Roy	Page	Webster
Christie	Fitts	L'Hommedieu	Pealer	Weed
Clarke	Gardenier	Martin	Pearsall	Whipple
Connelly	Gibbs			

Those who voted in the negative, were

Acker	Deyo	Haffner	Nolan	Stevens, N.
Bennett	Endres	Henderson	Saunders	Sulzer
Davis	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1287) entitled "An act to amend section 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Crawford	Groat	L'Hommedieu	Schaaff
Acker	Currier	Guenther	Martin	Selleck
Adams	Curtis	Guibord	Mase	Sheffer
Andrus	Davis	Harwood	McBride	Shields
Ballantine	Decker	Huson	Monaghan	Stein
Barton	Dempsey	Johnson, A.	Mott	Stevens, J. H.
Bennett	de Peyster	Johnson, H. C.	Nixon	Stevens, N.
Blanchfield	Deyo	Johnson, I. S.	Nolan	Stevens, W. C.

Blumenthal	Dickinson	Johnson, R. S.	O'Connor, J. K.	Sulzer
Boyce	Dinkelspiel	Jones	O'Hare	Towne
Bradford	Endres	Kelly	Pealer	Townsend
Bush, R. P.	Everett	King	Pearsall	Treadway
Byrne	Fish	Kurth	Peck	Van Vranken
Byrnes	Fitts	Lane, O. F.	Rhodes	Webster
Clarke	Gardenier	Larmon	Riley	Weed
Cooney	Gibbs	LeRoy	Sage	Whipple
Coons	Gretsinger	Lewis, B. B.	Saunders	Willis
Cornell				

Those who voted in the negative, were

Brady McTernan Menninger Mullaney O'Connor, J. J.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 923) entitled "An act conferring jurisdiction upon the Board of Claims to hear, audit and determine the claim of Seth S. Conover against the State," having been announced for a third reading,

On motion of Mr. Endres, said bill was laid upon the table.

The bill (No. 1201) entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of Albert Kelly, Patrick O'Connor, Dwight Wilcox, Hannah Stewart, Willard Stewart, Francis Lamson, John F. Stewart, Wilson Stewart, John Gibbons, Oliver Payne, Charles Fuller, Thomas Welch, George McKay, heirs of Simon Stewart, deceased, William Quade, Patrick Powers, William Palmer and heirs of Lawrence Phillips, deceased, against the State of New York, and to make an award thereon," having been announced for a third reading,

On motion of Mr. Speaker, said bill was laid upon the table.

The bill (No. 1525) entitled "An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases," having been announced for a third reading,

Mr. R. J. Lewis moved to recommit said bill to the committee on claims, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 41}
{NOES 53}

Those who voted in the affirmative, were

Acker	Cornell	Gibbs	King	Saunders
Ballantine	Curtis	Groat	Lewis, R. J.	Sheehan
Bennett	Davis	Guibord	O'Hare	Sohmer
Blumenthal	de Peyster	Henderson	Pealer	Sulzer
Bridges	Deyo	Hoag	Pearsall	Thompson
Burns, W. B.	Dinkelspiel	Huson	Peck	Van Vranken
Bush, G. H.	Fish	Johnson, A.	Rhodes	Webster
Bush, R. P.	Gardenier	Johnson, I. S.	Sage	Whipple
Connelly				

Those who voted in the negative, were

Adams	Crawford	Jones	Mott	Sheffer
Barton	Dempsey	Kelly	Mullaney	Shields
Blanchfield	Dickinson	Kerrigan	Nixon	Stevens, N.
Boyce	Duffy	Kimball	Nolan	Sullivan
Bradford	Everett	Kurth	O'Connor, J. J.	Towne
Brady	Fitts	Lane, H. J.	O'Connor, J. K.	Townsend
Byrne	Gretsinger	Larmon	Rice	Treadway
Christie	Guenther	Le Roy	Riley	Weed
Clarke	Haffner	Martin	Sawmiller	Willis
Cooney	Harwood	McBride	Schaaff	Wissig
Coons	Johnson, H. C.	Menninger		

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 54}
{NOES 49}

Those who voted in the affirmative, were

Adams	Coons	Jones	Mott	Stevens, J. H.
Barton	Courtney	Kelly	Nixon	Stevens, N.
Blanchfield	Crawford	Kerrigan	Nolan	Stevens, W. C.
Boyce	Currier	Kimball	O'Connor, J. J.	Sullivan
Bradford	Dickinson	Kurth	O'Connor, J. K.	Towne
Brady	Duffy	Lane, H. J.	Rice	Townsend
Byrne	Gretsinger	Le Roy	Riley	Treadway
Byrnes	Guenther	L'Hommedieu	Sawmiller	Weed
Christie	Haffner	McBride	Schaaff	Willis
Clarke	Harwood	McTernan	Sheffer	Wissig
Cooney	Johnson, H. C.	Menninger	Shields	

Those who voted in the negative, were

Abbey	Cornell	Groat	Monaghan	Sheehan
Acker	Davis	Henderson	Mullaney	Sohmer
Ballantine	de Peyster	Hoag	O'Hare	Stewart
Bennett	Deyo	Huson	Pealer	Stranahan
Blumenthal	Dinkelspiel	Johnson A.	Pearsall	Sulzer
Bridges	Endres	Johnson, I. S.	Peck	Thompson
Burns, W. B.	Everett	King	Rhodes	Van Vranken
Bush, G. H.	Fish	Larmon	Sage	Webster
Bush, R. P.	Gardenier	Lewis, R. J.	Saunders	Whipple
Connelly	Gibbs	Miller	Selleck	

Mr. R. J. Lewis moved to reconsider the vote by which said bill was lost, and moved the previous question:

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. J. K. O'Connor moved to lay the motion of Mr. R. J. Lewis, upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1297) entitled "An act to authorize and require the State Engineer and Surveyor to locate and determine the boundary line between the county of Genesee and the counties of Erie and Niagara," having been announced for a third reading,

Mr. Whipple moved to recommit said bill to the committee on internal affairs, with instructions to strike out the enacting clause.

Mr. Whipple moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Whipple, and it was determined in the negative.

{ AYES 32 }
{ NOES 51 }

Those who voted in the affirmative, were

Acker	Curtis	Groat	Le Roy	Saunders
Adams	Davis	Johnson, A.	L'Hommedieu	Selleck
Bennett	Decker	Johnson, H.C.	McBride	Stranahan
Bradford	de Peyster	Johnson, I. S.	Pearsall	Thompson
Bridges	Everett	Johnson, R.S.	Peck	Weed
Burns, W. B.	Fish	Larmon	Rhodes	Whipple
Christie	Fitts			

Those who voted in the negative, were

Andrus	Cornell	Gibbs	Monaghan	Shields
Blumenthal	Courtney	Greene	Mullaney	Sohmer
Boyce	Crawford	Guenther	Nixon	Stein
Brady	Currier	Henderson	Nolan	Stevens, J. H.
Bush, R. P.	Dempsey	Huson	O'Connor, J.K.	Sulzer
Byrne	Dickinson	Kerrigan	Pealer	Townsend
Byrnes	Dinkelspiel	Kurth	Riley	Van Vranken
Clarke	Duffy	Lane, H. J.	Sawmiller	Webster
Connelly	Endres	McTernan	Schaaft	Willis
Cooney	Gardenier	Menninger	Sheehan	Wissig
Coons				

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 70 }
{ NOES 29 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Monaghan	Shields
Andrus	Cornell	Haffner	Mullaney	Sohmer
Ballantine	Courtney	Henderson	Nixon	Stein
Blanchfield	Crawford	Hitt	Nolan	Stevens, J. H.

Blumenthal	Currier	Huson	O'Connor, J. J.	Stevens, N.
Boyce	Dempsey	Kerrigan	O'Connor, J. K.	Stevens, W. C.
Brady	Dickinson	Kimball	O'Hare	Sullivan
Bush, G. H.	Dinkelspiel	Kurth	Pealer	Sulzer
Bush, R. P.	Duffy	Lane, H. J.	Rice	Townsend
Byrne	Endres	Lane, O. F.	Riley	Treadway
Byrnes	Gardenier	Le Roy	Sage	Van Vranken
Clarke	Gibbs	McBride	Sawmiller	Webster
Connelly	Greene	McTernan	Schaaff	Willis
Cooney	Gretsinger	Menninger	Sheehan	Wissig

Those who voted in the negative, were

Acker	Davis	Groat	Lewis, R. J.	Selleck
Adams	Decker	Johnson, A.	L'Hommedieu	Stranahan
Bennett	de Peyster	Johnson, H. C.	Miller	Thompson
Bradford	Everett	Johnson, I. S.	Pearsall	Whipple
Burns, W. B.	Fish	Johnson, R. S.	Peck	White
Curtis	Fitts	King	Saunders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to legalize special meetings of the board of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof," with a message that they have concurred in the passage of the same, with the following amendments:

Add at the end of section 1 the words "Nothing herein contained shall be so construed as to affect any action or proceeding now pending."

Mr. Sheehan moved to concur with the following further amendment:

Add at the end of section 2, as the same was amended in the Senate, after the word "pending" the words "commenced before April 25, 1890."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Fish	Kerrigan	Pealer
Acker	Cooney	Fitts	Kurth	Schaaff
Adams	Cornell	Gardenier	Lane, H. J.	Sheehan
Andrus	Crawford	Gibbs	Lane, O. F.	Shields
Ballantine	Currier	Greene	Larmon	Stevens, J. H.
Bennett	Curtis	Gretsinger	Lewis, B. B.	Stevens, W. C.
Blanchfield	Davis	Guenther	Lewis, R. J.	Stewart
Blumenthal	Decker	Guibord	McBride	Stranahan

Boyce	Dempsey	Haffner	McTernan	Thompson
Bradford	de Peyster	Harwood	Mott	Van Vranken
Brady	Deyo	Henderson	Mullaney	Webster
Burns, J. I.	Dickinson	Hoag	Nixon	Weed
Burns, W. B.	Dinkelspiel	Huson	O'Connor, J. J.	Whipple
Bush, R. P.	Duffy	Johnson, H. C.	O'Connor, J. K.	Willis
Byrnes	Endres	Johnson, I. S.	O'Hare	Wissig
Clarke	Everett	Kelly		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments, with a further amendment.

Mr. Guenther offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 792, entitled "An act to amend sections 361, 1315 and 3301 of the Code of Civil Procedure," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

A message from the Senate was received and read, in the words following:

IN SENATE, *May* 6, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 299, entitled "An act providing for the election of a commissioner of street improvements of the Twenty-third and Twenty-fourth wards of the city of New York, and transferring to him certain powers now possessed by the department of public parks of said city, in relation to the public improvements of said wards, and constituting him a member of the board of street opening and improvement of said city." (Rec. No. 148.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Stadler, and by unanimous consent, the same was amended as follows:

Section 1, second line from the bottom of the page, strike out the words "on a separate ballot."

Same section, line 4, after the word "shall" insert the words "at the time of his election and."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk*.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Coons	Gretsinger	Lewis, B. B.	Peck
Acker	Courtney	Guenther	L'Hommedieu	Sage
Adams	Crawford	Haffner	Martin	Saunders
Ballantine	Currier	Harwood	Mase	Sawmiller
Blumenthal	Davis	Henderson	McBride	Schaaff
Boyce	Decker	Hitt	McTernan	Sheehan
Bradford	Dempsey	Huson	Miller	Shields
Brady	de Peyster	Johnson, A.	Monaghan	Stevens, J. H.
Burns, J. I.	Duffy	Johnson, R.S.	Mullaney	Stevens, N.
Burns, W. B.	Endres	Jones	Nixon	Sulzer
Bush, R. P.	Fish	Kimball	Nolan	Webster
Byrne	Fitts	Kurth	O'Connor, J.J.	Weed
Byrnes	Gardenier	Lane, H. J.	O'Connor, J.K.	Whipple
Connolly	Gibbs	Lane, O. F.	O'Hare	White
Cooney	Greene	Le Roy	Pearsall	Willis

Those who voted in the negative, were

Andrus	Cornell	Everett	King	Lewis, R. J.
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Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 4}

Those who voted in the affirmative, were

Abbey	Christie	Fish	Lane, H. J.	Schaaff
Acker	Clarke	Fitts	Lewis, B. B.	Sheehan
Adams	Connolly	Gardenier	L'Hommedieu	Shields
Andrus	Cooney	Gibbs	Martin	Sohmer
Ballantine	Coons	Guenther	McBride	Stevens, J. H.
Bennett	Cornell	Haffner	McTernan	Sullivan
Blanchfield	Courtney	Harwood	Miller	Sulzer
Blumenthal	Crawford	Henderson	Mott	Thompson
Boyce	Currier	Johnson, A.	Mullaney	Towne
Bradford	Curtis	Johnson, R. S.	Nixon	Treadway
Brady	Davis	Johnson, R.S.	O'Connor, J.J.	Weed
Burns, W. B.	Decker	Jones	O'Connor, J.K.	Whipple
Bush, G. H.	Dempsey	Kelly	Pearsall	White
Bush, R. P.	de Peyster	Kerrigan	Rhodes	Willis
Byrne	Duffy	Kimball	Riley	Wissig
Byrnes	Endres	Kurth	Saunders	

Those who voted in the negative, were

Dinkelspiel	Hoag	King	Lewis, R. J.
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate sent for concurrence the following entitled bills:

"An act to amend sections 955, 957, 958, 964, 968, 969, 983, 984, 992 and 673 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, and the several acts amendatory thereof' (Rec. No. 466), which was read the first time and referred to the committee on affairs of cities.

"An act to further amend section 2 of chapter 37 of the Laws of 1848, entitled 'An act to authorize the formation of gas-light companies,' as amended by chapter 374 of the Laws of 1872" (Rec. No. 467), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act in relation to the New York and Brooklyn bridge" (Rec. No. 468), which was read the first time.

On motion of Mr. Fish, said bill was ordered printed and referred to the committee on affairs of cities.

"An act to authorize the mayor and common council of the city of Syracuse to raise by tax, in addition to the ordinary levy, the sum of \$5,000, to be expended in improving Comstock avenue, as extended by recent proceedings" (Rec. No. 469), which was read the first time.

On motion of Mr. W. B. Burns, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 452, Laws of 1888, entitled 'An act entitled An act to authorize and empower the board of trustees of incorporated villages in this State to contract with electric light companies organized under the laws of this State for lighting the streets and public grounds of said villages'" (Rec. No. 470), which was read the first time and referred to the committee on electricity, gas and water supply.

"An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations' (Rec. No. 471), which was read the first time and referred to the committee on general laws.

"An act to amend chapter 188 of the Laws of 1819, entitled 'An act to incorporate the Society for Promoting the Gospel among Seamen in the Port of New York'" (Rec. No. 472), which was read the first time.

On motion of Mr. Kerrigan and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 238 of the Laws of 1890, entitled 'An act to provide for the establishment of a house of refuge for women in western New York'" (Rec. No. 473), which was read the first time.

On motion of Mr. Andrus, said bill was laid upon the table.

"An act to amend chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies, and the several acts amendatory thereof' (Rec. No. 474), which was read the first time.

On motion of Mr. R. J. Lewis, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Senate returned the bill entitled "An act to reappropriate the

sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor,' (No. 1496) with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 7, engrossed bill, strike out the word "appropriated" and insert the word "reappropriated," and in same line, commencing with the word "and," strike out the balance of the section and insert in place thereof the words "for the same purpose and upon the conditions provided in said chapter."

Amend the title so as to read as follows:

"An act to reappropriate the sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor,' and to appropriate the further sum of \$7,000 for the erection and completion of said armory."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gibbs	Larmon	Peck
Acker	Cornell	Greene	Le Roy	Pierson
Adams	Courtney	Guenther	Lewis, B. B.	Rhodes
Andrus	Crawford	Guibord	L'Hommedieu	Sage
Ballantine	Currier	Haffner	Martin	Saunders
Bennett	Davis	Harwood	McBride	Schaaff
Blanchfield	Decker	Henderson	McTernan	Selleck
Boyce	Dempsey	Hoag	Menninger	Sheehan
Bradford	de Peyster	Huson	Miller	Sheffer
Brady	Dickinson	Johnson, A.	Monaghan	Sohmer
Burns, W. B.	Dinkelspiel	Johnson, I. S.	Mott	Stevens, J. H.
Bush, G. H.	Duffy	Jones	Mullaney	Stranahan
Bush, R. P.	Endres	Kimball	O'Connor, J. J.	Sulzer
Byrne	Everett	King	O'Connor, J. K.	Tompkins
Byrnes	Fish	Kurth	Pealer	Towne
Christie	Fitts	Lane, H. J.	Pearsall	Townsend
Cooney	Gardenier			

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in their amendments.

Mr. Fish moved to rescind the resolution for sessions of the Assembly, so far as the same provides that the House shall adjourn at 10 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act in relation to trans-

portation corporations, excepting railroads, constituting chapter 40 of the general laws" (No. 1520), with a message that they have concurred in the passage of the same, with the following amendments:

Section 61, add at the end thereof the following:

"3. Any two or more corporations organized under this article or under any general or special law of the State for the purpose of carrying on any business which a corporation organized under this article might carry on, may consolidate such corporations into a single corporation by complying with the provisions of the business corporations' law relating to the consolidation of business corporations."

Amend the schedule of laws repealed by striking out in line 4, at the end thereof, "1887," "270," "all."

Section 161, add thereto the words "it specified in the annexed schedule shall not affect or impair any act done, or right accruing, accrued or acquired, or liability, penalty, forfeiture or punishment incurred prior to May 1, 1891, under or by virtue of any law so repealed, but the same may be asserted, enforced, prosecuted or inflicted, as fully and to the same extent as if such law had not been repealed; and all actions and proceedings, civil or criminal, commenced under or by virtue of the laws so repealed and pending on April 30, 1891, may be prosecuted and defended to final effect, in the same manner as they might under the laws then existing, unless it shall be otherwise specially provided by law."

Add the following new sections:

"§ 162. CONSTRUCTION. The provisions of this chapter, so far as they are substantially the same as those of laws existing on April 30, 1891, shall be construed as a continuation of such laws, modified or amended according to the language employed in this chapter, and not as new enactments; and references in laws not repealed to provisions of laws incorporated into this chapter and repealed, shall be construed as applying to the provisions so incorporated, and nothing in this chapter shall be construed to amend or repeal any provision of the Criminal or Penal Code.

"§ 163. WHEN TO TAKE EFFECT.—This chapter shall take effect on May 1, 1891."

Mr. O'Hare moved that said bill be referred to the committee on general laws, with power to report at any time, retaining its place.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act in relation to business corporations, constituting chapter 41 of the general laws" (No. 1278), with a message that they have concurred in the passage of the same, with the following amendment:

Section 13, strike out the words "shall not exceed the aggregate capital stock of the consolidating corporations and;" also, strike out the words "and shall not exceed the limit imposed by this chapter upon corporations formed thereunder."

Section 15, insert before the words "the consolidating" in the last line of the section, the words "each of," and strike out the word "were" and insert the word "was."

On motion of Mr. O'Hare, said bill was committed to the committee on general laws, with power to report at any time, retaining its place.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), that Senate bill No. 480, entitled "An act to amend chapter 300 of the Laws of 1875, entitled 'An act providing that the bridge in course of construction over the East river, between the cities of New York and Brooklyn, by the New York Bridge Company, shall be a public work of the cities of New York and Brooklyn, and for the dissolution of said company, and the completion and management of said bridge by the said cities," be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act relating to the supervision of mortgage companies organized under the laws of another State" (No. 1459), with a message that they have concurred in the passage of the same, with the following amendments:

Section 2, line 30, printed bill, commencing with the word "the" strike out the balance of section, and insert in place thereof the following: "The superintendent and every such examiner shall have power to administer an oath to any person whose testimony may be required on any such examination, and to compel the appearance and attendance of any such person for the purpose of such examination by summons, subpoena or attachment in the manner now authorized in respect to the attendance of persons as witnesses in the courts of record of this State; and all books and papers which it may be deemed necessary to examine by the superintendent, or the examiner or examiners so appointed, shall be produced, and their production may be compelled in the like manner. The expense of every such examination shall be paid by the corporation, company, firm or association examined, to such an amount as the superintendent shall determine. Whenever such examination shall be made by the superintendent, personally, or by one or more of the regular clerks in his department, no charge shall be made on such examination but for the necessary traveling and other actual expenses. On every such examination inquiry shall be made as to the condition and resources of the company generally, the mode of conducting and managing its affairs, the action of its directors or trustees, the investment of its funds, the safety and prudence of its management, the security afforded to them by whom its managements are held, and whether the requirements of its charter and of law have been complied with in their administration of its affairs.

Section 3, line 5, commencing with the word "on," strike out down to and including the word "dollars," in line 8.

Section 4, line 1, after the word "shall" insert the words "after the first day of October, 1890."

Strike out all of section 5 and insert the following:

"§ 5. Licensees under the provisions of this act shall pay their proportionate share of the expenses of the Banking Department, as is now required of banks and other corporations supervised by the

Superintendent of the Banking Department by section 6 of chapter 409 of the Laws of 1882, and for such purpose said licensees shall be subject to the provisions of said section."

Strike out all of section 7 and insert the following:

"§ 7. Whenever it shall appear to the said superintendent from an examination made or report submitted by such licensee under this act, or from sufficient information otherwise obtained, that such licensee is conducting its business and affairs in an unsafe or unauthorized manner, he shall, by an order under his hand and seal of office, addressed to such licensee, direct said licensee to discontinue such unsafe or illegal practices and to conform to the requirements of its charter and of law, and to provide for the safety and security of its transactions. If such licensee shall neglect or refuse to make any report as hereinbefore specified, or to comply with such order as aforesaid, or whenever it shall appear to the superintendent that it is unsafe or inexpedient for any such licensee to continue the transaction of business, he shall forthwith revoke the license of such company and serve a copy of the order of revocation in said company at its head office, a copy of said order shall also be served upon each agent or representative of said company named as prescribed by section 4 of this act, by depositing the same in the post-office, directed to each of said agents at his place of business. The superintendent may also, in his discretion, publish such order with such other facts as he may deem proper, for six successive days, in the State paper published in the city of Albany."

Strike out all of section 11 and insert the following:

"§ 11. The provisions of this act shall not apply to trust, loan, mortgage, security, guarantee or indemnity companies or associations, organized under the laws of another State, which now do or hereafter may make the deposit of securities with the Superintendent of the Banking Department, required by section 224 of chapter 409 of the Laws of 1882."

Make new section 12, to read as follows:

"§ 12. The sum of \$3,000, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the treasury not otherwise appropriated to defray the expenses of carrying out the provisions of this act, to be paid from the treasury on the order of the Superintendent of the Banking Department, said sum to be refunded to the treasury by the licensees under this act on assessment made by the said superintendent, as provided by section 5 of this act."

Make old "§ 12" read "§ 13."

On motion of Mr. R. J. Lewis, said bill was referred to the committee on banks, with power to report at any time.

The Senate returned the bill entitled "An act to amend section 11 of article 1 of title 1 of chapter 16 of part 1 of the Revised Statutes, and the acts amendatory thereof," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 19, after the words "at large" insert the words "when empowered to do so by the town board."

Same section, line 22, after the word "authorized" insert the words "as aforesaid."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrne	Gardenier	Lane, H. J.	Rice
Acker	Byrnes	Gibbs	Lane, O. F.	Riley
Adams	Clarke	Groat	Le Roy	Sage
Andrus	Cooney	Guenther	Lewis, B. B.	Saunders
Ballantine	Courtney	Guibord	Lewis, R. J.	Schaaß
Barton	Currier	Haffner	L'Hommedieu	Selleck
Bennett	Curtis	Harwood	Monaghan	Sheehan
Blanchfield	Davis	Henderson	Mott	Shields
Blumenthal	Decker	Huson	Mullaney	Stevens, J. H.
Boyce	Dempsey	Johnson, A.	Nixon	Thompson
Bradford	Deyo	Johnson, H.C.	O'Connor, J.J.	Towne
Brady	Dinkelspiel	Johnson, I. S.	Page	Townsend
Burns, J. I.	Duffy	Johnson, R.S.	Pealer	Weed
Burns, W. B.	Endres	Jones	Pearsall	Whipple
Bush, G. H.	Everett	Kimball	Peck	Willis
Bush, R. P.	Fitts	Kurth	Rhodes	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend section 34 of article 2 of title 3 of chapter 6, part 2 of the Revised Statutes, relative to executors and administrators," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 2, engrossed bill, after the word "six" insert the words "of part two."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	L'Hommedieu	Sage
Acker	Courtney	Henderson	McTernan	Saunders
Adams	Crawford	Huson	Menninger	Sawmiller
Andrus	Curtis	Johnson, A.	Miller	Schaaß
Ballantine	Davis	Johnson, H.C.	Monaghan	Sheffer
Bennett	Decker	Johnson, I. S.	Mott	Shields
Blanchfield	Dinkelspiel	Jones	Mullaney	Stevens, J. H.
Boyce	Duffy	Kelly	Nixon	Stevens, W. C.
Bradford	Endres	Kerrigan	O'Connor, J.J.	Stewart

Brady	Everett	Kimball	O'Connor, J. K.	Sullivan
Burns, J. I.	Fish	Kurth	Page	Towne
Burns, W. B.	Pitts	Lane, H. J.	Pealer	Townsend
Bush, R. P.	Gardenier	Lane, O. F.	Pearsall	Webster
Byrne	Greene	Larmon	Peck	Weed
Byrnes	Gretsinger	Le Roy	Pierson	White
Cooney	Groat	Lewis, B. B.	Rice	Willis
Coons	Haffner	Lewis, R. J.	Riley	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A message from the Senate was received and read, in the words following:

IN SENATE, *May 6, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 285, entitled "An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled An act to incorporate the village of White Plains, passed April 3, 1866,' and the several acts amendatory thereof." (Rec. No. 193.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Robertson, and by unanimous consent, the same was amended as follows:

(Reference to the engrossed bill.)

Section 1, lines 16 and 17, strike out the words "and the owner of real property."

Same section, line 18, strike out from and including the words "and unless" to and including the words "real property," in line 24.

Same section, lines 25 and 26, strike out the words "or the owner of real property."

Same section, lines 27 and 28, strike out the words "of the assessed valuation of \$1,000."

Section 2, line 14, strike out the words "and freeholders."

Same section, line 15, strike out from and including the words "but who shall be" to and including the words "thousand dollars," in line 18.

Same section, line 44, strike out from and including the words "who shall be" to and including the words "thousand dollars," in line 48.

Section 3, lines 5 and 6, strike out the words "be of the degree of counselor at law. He shall."

Said bill, as amended, was passed, re-engrossed and ordered to be sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gibbs	Le Roy	Riley
Acker	Connelly	Gretsinger	Lewis, B. B.	Sage
Adams	Cooney	Groat	Lewis, R. J.	Saunders
Andrus	Coons	Guibord	L'Hommedieu	Selleck
Ballantine	Cornell	Haffner	McBride	Sheehan
Barton	Courtney	Henderson	McTernan	Sheffer
Bennett	Crawford	Huson	Monaghan	Stevens, J. H.
Blanchfield	Curtis	Johnson, H. C.	Mullaney	Stevens, W. C.
Blumenthal	Deyo	Johnson, I. S.	Nixon	Sullivan
Bradford	Dickinson	Johnson, R. S.	O'Connor, J. J.	Tompkins
Brady	Dinkelspiel	Jones	O'Connor, J. K.	Towne
Burns, J. I.	Duffy	Kerrigan	O'Hare	Townsend
Burns, W. B.	Endres	Kimball	Page	Webster
Bush, R. P.	Everett	Kurth	Pearsall	Whipple
Byrne	Fish	Lane, H. J.	Peck	White
Byrnes	Fitts	Lane, O. F.	Rice	Willis
Christie	Gardenier	Larmon		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Lewis, R. J.	Rice
Acker	Cooney	Haffner	L'Hommedieu	Riley
Ballantine	Cornell	Harwood	Martin	Sage
Bennett	Courtney	Henderson	McBride	Saunders
Blumenthal	Crawford	Hoag	Menninger	Sawmiller
Boyce	Currier	Huson	Monaghan	Sheehan
Bradford	Curtis	Johnson, I. S.	Mullaney	Sheffer
Brady	Deyo	Jones	Nixon	Shields
Burns, J. I.	Dinkelspiel	Kelly	Nolan	Stevens, J. H.
Burns, W. B.	Endres	Kerrigan	O'Connor, J. J.	Stevens, W. C.
Bush, G. H.	Everett	Kimball	O'Connor, J. K.	Stranahan
Bush, R. P.	Fish	Kurth	O'Hare	Townsend
Byrne	Fitts	Lane, H. J.	Pealer	Webster
Byrnes	Gardenier	Lane, O. F.	Pearsall	White
Christie	Greene	Larmon	Peck	Willis
Clarke	Gretsinger	Lewis, B. B.	Rhodes	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate returned the bill entitled, "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consoli-

date the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city, and the acts amendatory thereof'' (No. 1196), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference to engrossed bill.)

Page 1, line 20, strike out the word "eighty-five" and insert the word "eighty-nine."

Strike out all of section 2 and insert the following:

§ 2. Section 142 of said chapter, as amended by chapter 475 of the Laws of 1889, is hereby further amended so as to read as follows:

§ 142. Upon the completion of any local improvement the commissioner of public works shall certify the fact to the common council and the total cost thereof, including the cost of inspection and all other expenses incidental to such improvement. Whenever such total cost shall exceed the sum of \$1,000, the common council may, in its discretion, issue local improvement bonds, in amount not exceeding, in the aggregate, four-fifths of such total cost, nor in excess of the amount of such cost remaining unpaid as shall be certified by the city treasurer at the expiration of the sixty-days mentioned in section 145 of said chapter, one-fourth of which shall mature in one year, one-fourth in two years, one-fourth in three years, and one-fourth in four years, from a date not more than ninety-days after the date of the certificate of the city treasurer. Such bonds shall be executed by the mayor and city clerk under the corporate seal of said city, and shall be issued at not less than the par value thereof, and shall bear interest at a rate to be approved by the common council, not exceeding four per centum per annum, and shall specify the improvement for which they are issued. The proceeds of the sales of such bonds shall be applied toward the payment cost of such improvement. Such part of the proceeds of the assessment, hereinafter provided for such improvement, as shall be necessary, shall be applied in payment and redemption of the bonds hereby authorized, with interest thereon as provided therein, as the same shall become due and payable. The surplus, if any, shall be credited to the contingent fund. Upon receipt of the certificate of the commissioner of public works above referred to, the common council shall direct the total cost of such improvement to be assessed by the assessors of the city, and it shall be their duty immediately to assess the same upon the property fronting upon the street, or part of a street, in or upon which the improvement has been made, in an equitable manner, as near as may be, in proportion to the benefits which each owner of such property may be deemed to derive therefrom, without reference to erection or improvements thereon. Provided, however, the common council may, during the progress of the work upon any local improvement, upon the certificate of the commissioner of public works that a portion thereof has been completed in accordance with the terms of the contract therefor, estimating the value of the part so performed at the contract price therefor, advance to the contractor, upon the contract price, a sum not exceeding seventy-five per centum of the estimate so given. Such advance payment shall be refunded out of the proceeds of the assessment for such work, or of bonds issued on account thereof.

§ 3. Section 145 of said act, as amended by chapter 449 of the Laws of 1888, is hereby further amended so as to read as follows:

§ 145. Whenever the assessment-roll for any local improvement shall be left with the treasurer he shall receive the taxes thereon for the first ten days without fee, for ten days thereafter at one per centum fee; for the next twenty days at three per centum fee, and for the succeeding twenty days at five per centum fee. If any such taxes remain unpaid at the expiration of the sixty days herein mentioned, the said treasurer shall proceed to collect the same, with the fees thereon and interest at the rate of twelve per centum per annum, in the same manner as directed in this act for the collection of county or city taxes by distress and sale. Provided that in any case when the common council shall issue local improvement bonds as authorized by section 142 of said chapter, as amended, the payment of one-fifth of every such tax shall become due and payable at the time or times, and subject to the penalties above prescribed; one-fifth thereof, with one year's interest thereon added at the rate of five per centum per annum, shall become due and payable one year thereafter, subject thereafter to the same penalties, and all provisions for the enforcement and collection of said assessment; one-fifth thereof, with two years' interest thereon added at the rate of five per centum per annum, shall become due and payable two years thereafter, subject thereafter to the same penalties and provisions; one-fifth thereof, with three years' interest thereon added at the rate of five per centum per annum, shall become due and payable three years thereafter, subject thereafter to the same penalties and provisions; and one-fifth thereof, with four years' interest thereon added at the rate of five per centum per annum, shall become due and payable four years thereafter, subject thereafter to the same penalties and provisions. In case of any default in payment of any installment within sixty days after the same becomes due and payable as above provided, the whole amount of the tax assessed upon such improvement against the person or persons so in default, with fees as above prescribed, computed upon such whole amount, shall thereupon become and be due and payable; and the treasurer shall proceed to collect the same, with the fees and interest thereon, at the rate of twelve per centum per annum, in the manner above prescribed.

§ 4. Section 214 of said act is hereby amended so as to read as follows:

§ 214. The annual salaries and compensation of the officers and members of the police force shall be fixed by the board of commissioners, not exceeding in any case the following amounts: captains, \$1,200; detectives, \$1,200; sergeants and roundsmen, \$960; patrolmen and doormen \$900; surgeon of police \$200; office clerk, \$600.

§ 5. Section 217 of said act is hereby amended so as to read as follows:

§ 217. The board shall also appoint from the officers or members of the police force a captain or captains who shall, under direction of the chief of police perform any services or exercise any control which he may require in the management and operation of the department. The present captain of the night watch without further appointment

or qualification shall continue in office as a captain of police, subject to removal as herein provided.

§ 6. Section 218 of said act is hereby amended so as to read as follows:

§ 218. The board may also appoint a clerk to the chief of police whose duties shall be defined and regulated by said chief and may designate from the force and prescribe the duties of sergeants, roundsmen, doormen and detectives (and may also appoint a surgeon of police whose duties shall be defined or regulated by said board). The clerk to the chief of police, surgeon of police and drivers of patrol wagons shall have the same authority and power to arrest as is now vested in the members of the police force.

1. The clerk to the chief of police shall also act as property clerk of the police department, and as such take charge of all property alleged to have been stolen or embezzled, and which may be brought to the police office, and all property taken from the person of a prisoner. All money or property alleged or supposed to have been feloniously obtained, or which shall have been lost or abandoned, and which shall be taken into the custody of any member of the police force in the city of Syracuse, or which shall come into the custody of any police justice, magistrate or officer, shall be given by such justice or officer, or by order of such court, into the custody of and kept by said property clerk. All such property and money shall be particularly described and registered by said property clerk in a book kept for that purpose, which shall contain the name of the owner, if ascertained, the place where found, the name of the person from whom taken, with the general circumstances, the date of its receipt, the name of the officer recovering the same, a description thereof, the names of all claimants thereto, and any final disposition of such property or money. The said commissioners may prescribe regulations in regard to the duties of said property clerk, and require and take security for the faithful performance of his duties so provided.

2. The property so delivered to said clerk, and all such property, securities, moneys, things or choses in action, that shall remain in his custody for the period of twelve months without any lawful claimant thereto, after having advertised in two of the daily papers of the city of Syracuse for ten days, may be sold at public auction at a suitable time and place to be designated for such purpose by said board, and the proceeds of such sale shall be paid into the police pension fund hereinafter provided for.

3. No person shall be appointed to membership in the police force or continue to hold membership therein who is not a citizen of the United States, or who has ever been convicted of crime, or who can not read or write understandingly in the English language, or who shall not have resided within the State one year. No person shall be appointed patrolman who shall be, at the date of appointment, over thirty-five years of age, or who is less than five feet and eight inches tall, or whose weight is less than 150 pounds.

4. No member of the police force, under penalty of forfeiting the salary or pay which may be due him, shall withdraw or resign except by permission of the board of police commissioners.

§ 7. Section 219 of said act is hereby amended so as to read as follows:

§ 219. The chief of police, the captains, sergeants, roundsmen and detectives, a surgeon of police, doormen, and each policeman and special policeman shall, before he enters upon the discharge of his duties, take and subscribe and file in the office of the county clerk of Onondaga county, the constitutional oath of office. Each of said officers shall hold office during good behavior except as in the next section provided.

§ 8. Section 220 of said act is hereby amended so as to read as follows:

§ 220. The board of police commissioners or a majority of them are authorized to remove from office the chief of police, his clerk, or any officer or member of the police force, or special police officer for any cause deemed sufficient by said board or a majority thereof, but it shall forthwith make and transmit to the common council of said city, to be entered upon its minutes, a statement in writing, signed by the members or by such majority of them of the reason for such removal. The board may also, for disobedience of orders, or other offense not involving criminal or corrupt conduct, suspend temporarily from duty or pay or both, any officer or member of the police force.

§ 9. Section 223 of said act is hereby amended so as to read as follows:

§ 223. 1. No policeman or special policeman or officer of the police force shall receive any present or reward for services rendered or to be rendered, unless with the approval of the police board, such approval to be given in writing and filed with the clerk, and any one of their number who shall receive any fee or reward in violation of this section shall forfeit his office.

2. Any member of the police force who has arrived at the age of sixty years or upwards, may, by resolution adopted by unanimous vote of all the police commissioners, be retired from said force and service, and granted an annual pension during his natural life, for a sum of not more than one-half the salary of such member so retired, provided always that such member has served at least twenty years on said force.

3. Any member of the police force who shall, after twenty years service become permanently incapacitated or disabled physically or mentally to perform police duty without misconduct on his part, may by resolution adopted by unanimous vote of all the commissioners, be retired and awarded an annual pension during his natural life, of the sum not exceeding \$400 per annum. In case of recovery, however, from such disability, such pension shall thereupon cease.

4. Any member of the police force, who while in actual performance of duty, and by reason of the performance of such duty, and without fault or misconduct on his part, shall become permanently disabled physically or mentally, so as to be unfitted to perform police duty, may, by resolution adopted by unanimous vote of all the police commissioners, be retired from said force and service, and awarded an annual pension during his lifetime of a sum not to exceed one-half the salary of such member so retired.

5. The board of police commissioners may, by unanimous vote of all its members, pay to the widow of any member of the force who shall have been killed while in the actual performance of his duty, or

whose death shall have resulted from an injury received in the actual performance of his duty, while she shall remain his widow, a sum or sums not exceeding \$250 per annum.

6. The board of police commissioners may, by a like vote and resolution pay to the widow of any pensioner under the provisions of this section, while she shall remain his widow, a sum or sums not exceeding one-half the pension receivable by such pensioner at the time of his death.

7. A fund to be known as the police pension fund shall be created as follows:

First. The fund known as the police relief fund, and all interest belonging thereto, now in the hands of the treasurer of said city.

Second. All forfeitures or fines imposed by the board of police commissioners from time to time upon or against any member or members of the police force.

Third. All lost, abandoned, unclaimed or stolen money remaining in the possession of the property clerk for the space of one year and for which there shall be no lawful claimant, and all moneys arising from the sale by the said property clerk of unclaimed, abandoned, lost or stolen property.

Fourth. All moneys, pay, compensation or salary or any part thereof, deducted or withheld from any member or members of the police force for or on account of absence for any cause.

Fifth. Such sum per month to be paid by each member of the police force as shall be agreed upon by the members.

Sixth. The board of police commissioners may, at any time, by unanimous vote of all the members thereof, order any pension granted or any part thereof to cease; and thereupon all right and claim of any pensioner to such pension, or part thereof shall cease and determine. Nothing in this act contained shall render, or be construed to render the granting or payment of any pensioner obligatory on the police commissioners; or as creating as a matter of right any charge upon the police pension fund in favor of any person, except and until such pension shall have been granted by the board of police commissioners as provided in this act, and while such pension shall not have been modified or revoked as herein provided.

Seventh. Said police pension fund shall be placed in the city treasury subject to warrants drawn by order of the board of police commissioners, for the specific purposes named in this section. All interest which may be derived therefrom shall be added thereto.

§ 10. Section 224 of said act is hereby amended so as to read as follows:

§ 224. The expenses of the police department shall be paid by the treasurer of the city on the warrant of the board. All warrants of said board must be authorized by vote of the board, and signed by the president and clerk thereof.

Change old "§ 3" to "§ 11."

On motion of Mr. White, said bill and amendments were referred to the committee on affairs of cities, with power to report at any time.

Mr. R. P. Bush, called from the table the Senate bill (not printed) entitled "An act further to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating

to the city of Elmira,' and the acts amendatory thereof." (Rec. No. 76.)

Said bill having been recalled from the Governor and announced May 6th, and laid upon the table, the question recurring on the reconsideration of the vote by which said bill was passed,

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Henderson	L'Hommedieu	Sage
Acker	Coons	Hitt	Martin	Saunders
Adams	Cornell	Hoag	McBride	Sawmiller
Ballantine	Courtney	Huson	McTernan	Selleck
Bennett	Crawford	Johnson, A.	Menninger	Sheehan
Blanchfield	Curtis	Johnson, H. C.	Miller	Sheffer
Blumenthal	Dempsey	Johnson, I. S.	Monaghan	Shields
Boyce	Deyo	Johnson, R. S.	Mullaney	Stevens, J. H.
Bradford	Dinkelspiel	Jones	Nixon	Stevens, W. C.
Brady	Endres	Kelly	O'Connor, J. J.	Sullivan
Burns, J. I.	Everett	Kerrigan	O'Connor, J. K.	Sulzer
Burns, W. B.	Fish	Kill	Page	Townsend
Bush, R. P.	Fitts	Lane, H. J.	Pealer	Treadway
Byrne	Greene	Lane, O. F.	Pearsall	Webster
Byrnes	Groat	Larmon	Rhodes	White
Christie	Haffner	Le Roy	Rice	Willis
Clarke	Harwood	Lewis, B. B.	Riley	Wissig
Connelly				

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Lewis, B. B.	Sage
Acker	Cooney	Haffner	Lewis, R. J.	Saunders
Andrus	Cornell	Harwood	L'Hommedieu	Sawmiller
Ballantine	Courtney	Henderson	McBride	Sheffer
Bennett	Crawford	Hitt	McTernan	Shields
Blanchfield	Currier	Huson	Menninger	Stevens, J. H.
Blumenthal	Curtis	Johnson, I. S.	Monaghan	Stevens, W. C.
Boyce	Davis	Johnson, R. S.	Mullaney	Stewart
Bradford	Deyo	Jones	Nixon	Stranahan
Burns, J. I.	Dinkelspiel	Kelly	O'Connor, J. J.	Sullivan

Burns, W. B.	Duffy	Kerrigan	O'Hare	Sulzer
Bush, G. H.	Endres	Kimball	Page	Townsend
Bush, R. P.	Everett	Lane, H. J.	Pealer	Treadway
Byrne	Fish	Lane, O. F.	Pearsall	Van Vranken
Byrnes	Fitts	Larmon	Rhodes	White
Christie	Greene	Le Roy	Riley	Willis
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That the Senators and Representatives from this State in the Congress of the United States be and they hereby are respectfully requested by the Legislature of the State of New York to urge and secure the passage of a law by the National Legislature which shall prevent, so far as is within the constitutional power of the Federal government, under adequate penalties, the adulteration of malt liquors by manufacturers or vendors, and the manufacture thereof by the admixture of any substance or article which is injurious to the health of man.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act for the relief of certain persons, creditors of the village of Saratoga Springs." (No. 1402.)

"An act to reappropriate the unexpended balance of moneys appropriated by chapter 305, Laws of 1888, entitled 'An act to provide for cleaning out the bed of Catharine creek and the ditch in the abandoned Chemung canal, in the town of Veteran, Chemung county, and making an appropriation therefor.'" (No. 1247.)

"An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police for the city of Yonkers,' and the acts amendatory thereof." (No. 1050.)

"An act to require public notice to be given in cases of contracts in behalf of the State expending more than \$1,000, the letting of such contracts to the lowest bidder, and providing as to contracts for less than \$1,000." (No. 1260.)

"An act to amend chapter 58 of the Laws of 1860, entitled 'An act conferring additional powers on boards of town auditors.'" (No. 1229.)

"An act to regulate the sale of skimmed milk in cities of upward of 50,000 inhabitants." (No. 1464.)

"An act to amend section 46 of chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo.'" (No. 58.)

"An act to legalize and confirm bonds heretofore issued by the county of Albany." (No. 1263.)

"An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending the water mains of said village." (No. 1251.)

"An act empowering the board of water commissioners of the village of Peekskill to issue additional bonds for the purpose of extending and connecting the water mains of said village to improve the protection from fire. (No. 1252.)

"An act to improve portions of Grand avenue and Main street, in Long Island City." (No. 1174.)

"An act to amend chapter 407 of the Laws of 1888, entitled 'An act relative to railways in the tranverse roads of the Central park in the city of New York.'" (No. 950.)

"An act relative to and percentages to be paid by street surface railroad companies." (No. 1467.)

"An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the acts amendatory thereof relating to the powers of water commissioners." (No. 1189.)

"An act to amend chapter 573 of the Laws of 1886, entitled 'An act to revise, consolidate and amend chapter 287 of the Laws of 1879, and chapter 362 of the Laws of 1880, relating to the formation of town and county co-operative insurance companies and the acts amendatory thereof.'" (No. 701.)

"An act in relation to the Groton Cemetery Association." (Int. No. 1172.)

"An act to legalize and confirm the action of the late engineer of the city of Buffalo, in causing a certain large quantity of rock to be excavated in Guilford street, in said city, for the purpose of constructing a sewer in said street, under plans and specifications which did not show such rock excavation, and to authorize the common council of said city to audit and allow the claim of John Gisel for doing said work at the request of said engineer, and to make a local assessment for the purpose of defraying the expense of said work." (No. 1463.)

"An act for the improvement of the south branch of the Saranac river, and making an appropriation therefore." (No. 1172.)

"An act to amend chapter 131 of the Laws of 1885, entitled 'An act to incorporate the city of Amsterdam,' and the acts amendatory thereof, with relation to official newspapers." (No. 1200.)

"An act to further amend section 307 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' as amended by chapter 364 of the Laws of 1885, and chapter 575 of the Laws of 1888, relating to a pension fund for the police department of said city." (No. 1443.)

"An act for the incorporation of ichthyological societies." (No. 148.)

"An act to amend chapter 443 of the Laws of 1864, entitled 'An act for the lighting the streets of the town of Flatbush, in the county of Kings, with gas.'" (No. 1199.)

"An act in relation to certain bonds issued by the village of Baldwinsville under chapter 181 of the Laws of 1875, entitled "An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof,' and the several acts amendatory thereof and supplementary thereto." (No. 1325.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to enable the city of Albany to procure additional land for park purposes, and to repeal chapter 476 of the Laws of 1886, entitled 'An act authorizing the board of commissioners of the Washington Park of the city of Albany to acquire real estate on the west side of South Pearl street in the city of Albany, for the purpose of a public park, and a roadway in connection therewith.'" (No. 1037.)

"An act in relation to stock corporations constituting chapter 38 of the general laws." (No. 982.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill No. 792, entitled "An act to amend sections 361, 1315 and 3301 of the Code of Civil Procedure," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

On motion of Mr. Webster, Senate bill No. 590, entitled "An act authorizing the adjudication and settlement of the taxes and assessments and the interest thereon for the non-payment of the same upon property in One Hundred and Twentieth street in the city of New York, sold by the mayor, aldermen and commonalty of the city of New York to Henry McCaddin, junior, in 1869, about the title to which there has been long litigation" (Rec. 413), was made a special order for third reading at 9 o'clock P. M. to-night.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 653, entitled "An act to revise the charter of the city of Buffalo," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 244, entitled "An act making an appropriation for continuing the work of the commissioners of statutory revision," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Christie, and by unanimous consent, Senate bill No. 497, entitled "An act to amend chapter 36 of the Laws of 1862, entitled 'An act to enable the electors of the town of Johnstown to vote by districts for town officers'" (Rec. No. 271), now on the order of third reading, was ordered to be read the third time to-night.

On motion of Mr. Martin, and by unanimous consent, the bill (No. 1427) entitled "An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license fees for the years 1887 and 1888," was made a special order for third reading to-night.

On motion of Mr. O'Hare, and by unanimous consent, Senate bill not printed, entitled "An act to fix the duration of the term of the surrogate of New York county" (Rec. No. 19), was ordered to be read the third time to-night.

Mr. Acker, from the committee on the judiciary, to which was referred the bill introduced by the committee on agriculture, Int. No. 919, entitled "An act to compel commission merchants or persons selling goods on commission to make returns and furnish statements of goods sold," reported in favor of the passage of the same, which report was agreed to and said bill placed on the order of second reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Coggeshall, Int. No. 434, entitled "An act to amend chapter 205 of the Laws of 1883, entitled 'An act to abolish the office of Canal Appraisers and the State Board of Audit, and to establish a Board of Claims and define its powers and duties,' as amended by chapter 60 of the Laws of 1884, and as amended by chapter 365 of the Laws of 1888, and as amended by chapter 68 of the Laws of 1889," reported in favor of the passage of the same with the following amendment:

Page 2, line 4, engrossed bill, strike out all after the word "claimants" down to and including the word "breach," in line 8, and insert the following: "The same rules as to allowance of interest shall be observed as apply in courts of record in actions between individuals, provided that the provisions of this act shall not extend to claims arising from damages resulting from the navigation of the canals."

Make section 2 read as follows:

"§ 2. This act shall not revive any claim or liability that is now barred by any existing statute of limitation."

Change "§ 2" to "§ 3."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill restored to its place on the order of third reading.

Mr. Acker, from the committee on the judiciary, to which was referred the Senate bill introduced by Mr. Saxton, Int. No. 432, entitled "An act in relation to canvassing ballots at public elections, obtaining a decision as to the validity of certain kinds of ballots, and making an appropriation therefor," reported in favor of the passage of the same with the following amendments:

Strike out all of section 4.

Change "§ 5" to "§ 4."

MILO M. ACKER,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

The bill (No. 1021) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of John D. Hutchinson against the State of New York, and to make an award therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Acker	Connelly	Guenther	Lewis, R. J.	Riley
Adams	Cooney	Guibord	Martin	Schaaff
Andrus	Cornell	Haffner	Mase	Shields
Ballantine	Courtney	Harwood	McBride	Stevens, J. H.
Barton	Crawford	Johnson, A.	McTernan	Stevens, N.
Bennett	Davis	Johnson, H.C.	Menninger	Stevens, W. C.
Blanchfield	Decker	Johnson, I. S.	Monaghan	Stewart
Boyce	Dickinson	Johnson, R.S.	Mullaney	Stranahan
Bradford	Dinkelspiel	Jones	Nixon	Towne
Brady	Duffy	Kelly	O'Connor, J.J.	Townsend
Burns, J. I.	Endres	Kerrigan	O'Connor, J.K.	Treadway
Bush, R. P.	Everett	Kill	Page	Van Vranken
Byrne	Fitts	Kimball	Pealer	Webster
Byrnes	Gardenier	Kurth	Pearsall	Weed
Christie	Gretsinger	Lane, H. J.	Rhodes	Speaker
Clarke	Groat	Lewis, B. B.	Rice	

For the negative,

Henderson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1020) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Charles M. Brown against the State of New York, and to make an award therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 09 }

Those who voted in the affirmative, were

Acker	Cooney	Gretsinger	L'Hommedieu	Riley
Adams	Cornell	Groat	Martin	Saunders
Andrus	Courtney	Guenther	Mase	Schaaff
Ballantine	Crawford	Guibord	McBride	Sheehan
Barton	Davis	Haffner	McTernan	Shields
Bennett	Decker	Harwood	Menninger	Stevens, N.
Blanchfield	Dempsey	Johnson, H.C.	Miller	Stevens, W. C.
Boyce	de Peyster	Johnson, I. S.	Monaghan	Stranahan
Bradford	Dickinson	Johnson, R.S.	Mullaney	Sullivan
Brady	Dinkelspiel	Jones	Nixon	Towne
Burns, J. I.	Duffy	Kelly	O'Connor, J.J.	Townsend
Bush, R. P.	Endres	Kerrigan	O'Connor, J.K.	Treadway
Byrne	Fish	Kimball	O'Hare	Webster
Byrnes	Fitts	Kurth	Page	Weed
Christie	Gardenier	Lane, H. J.	Pealer	Speaker
Clarke	Gibbs	Lewis, B. B.	Pearsall	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 842) entitled "An act to prevent persons from unlawfully using or wearing the badge of the Society of Veterans of the Regular Army and Navy of the United States," having been announced for a third reading.

Mr. de Peyster moved to recommit said bill to the committee on Codes with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 160) entitled "An act to amend chapter 106 of the Laws of 1886, entitled 'An act to incorporate the Lockport Water Supply Company'" (Rec. No. 69), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Connelly	Gardenier	Lane, O. F.	Peck
Acker	Cooney	Greene	Le Roy	Rice
Adams	Cornell	Groat	Lewis, B. B.	Saunders
Andrus	Courtney	Guenther	L'Hommedieu	Schaaff
Ballantine	Currier	Guibord	Martin	Sheffer
Barton	Davis	Harwood	McBride	Shields
Bennett	Decker	Hoag	McTernan	Stevens, J. H.
Blanchfield	de Peyster	Huson	Menninger	Stevens, N.

Blumenthal	Deyo	Johnson, A.	Miller	Stevens, W. C.
Boyce	Dickinson	Johnson, H.C.	Monaghan	Sullivan
Bradford	Dinkelspiel	Johnson, I. S.	Mott	Sulzer
Brady	Duffy	Johnson, R.S.	Mullaney	Townsend
Bridges	Endres	Jones	Nixon	Webster
Byrne	Everett	Kelly	O'Connor, J.J.	Wissig
Byrnes	Fish	Kerrigan	Page	Speaker
Clarke	Fitts	Kimball	Pearsall	

For the negative,

Lewis, R. J.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (Rec. No. 316) entitled "An act to provide for the improvement of and maintenance of the roads in certain counties as county roads," having been announced for a third reading,

On motion of Mr. Cornell, and by unanimous consent, the same was amended as follows:

Section 5, lines 4 and 5, engrossed bill, strike out the words "to be nominated by the State Civil Service Commission," and insert in lieu thereof the words "to be appointed by the board of supervisors."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Fitts	Kurth	Rice
Acker	Connelly	Gardenier	Lane, H. J.	Riley
Adams	Cooney	Gibbs	Lewis, B. B.	Saunders
Andrus	Coons	Greene	Lewis, R. J.	Sawmiller
Ballantine	Cornell	Gretsinger	L'Hommedieu	Sheffer
Barton	Courtney	Guenther	McTernan	Shields
Bennett	Davis	Guibord	Menninger	Stein
Blanchfield	Decker	Haffner	Monaghan	Stevens, J. H.
Blumenthal	Dempsey	Henderson	Mullaney	Stevens, N.
Boyce	de Peyster	Huson	Nixon	Stranahan
Bradford	Deyo	Johnson, H.C.	Nolan	Sullivan
Bridges	Dickinson	Johnson, R.S.	O'Connor, J. J.	Sulzer
Burns, J. I.	Dinkelspiel	Jones	O'Connor, J. K.	Towne
Burns, W. B.	Duffy	Kelly	O'Hare	Townsend
Byrne	Endres	Kerrigan	Page	Treadway
Byrnes	Everett	King	Pealer	Webster
Christie	Fish			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (Rec. No. 396) entitled "An act to provide for submitting a proposed amendment to article 6 of the Constitution to the electors of the State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	McBride	Schaaff
Adams	Courtney	Groat	McTernan	Sheffer
Ballantine	Crawford	Guenther	Menninger	Stein
Barton	Davis	Guibord	Monaghan	Stevens, J. H.
Bennett	Decker	Harwood	Mott	Stevens, N.
Blumenthal	Dempsey	Henderson	Mullaney	Stevens, W. C.
Boyce	de Peyster	Huson	Nixon	Stranahan
Bradford	Dickinson	Johnson, A.	O'Connor, J. K.	Sullivan
Brady	Dinkelspiel	Johnson, H. C.	O'Hare	Sulzer
Burns, J. I.	Duffy	Jones	Page	Towne
Burns, W. B.	Endres	Kerrigan	Rhodes	Townsend
Byrne	Everett	Kimball	Riley	Treadway
Byrnes	Fish	Lane, H. J.	Sage	Willis
Christie	Fitts	Le Roy	Saunders	Wissig
Clarke	Gardenier	L'Hommedieu	Sawmiller	Speaker
Connelly	Gibbs	Martin		

Those who voted in the negative, were

Acker Larmon

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (not printed) entitled "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors'" (Rec. No. 397), having been announced for a third reading,

On motion of Mr. Greene, the same was laid upon the table.

The Senate "Concurrent resolution proposing an amendment to article 6 of the Constitution, relating to election of additional justices of the Supreme Court" (Rec. No. 244), was read the third time,

Mr. Speaker put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 71 }
{ NOES 8 }

Those who voted in the affirmative, were

Abbey	Cooney	Greene	L'Hommedieu	Sheffer
Ballantine	Courtney	Groat	McBride	Stein
Barton	Crawford	Guenther	McTernan	Stevens, J. H.

Bennett	Davis	Guibord	Menninger	Stevens, N.
Blanchfield	Decker	Harwood	Monaghan	Stevens, W. C.
Blumenthal	Dempsey	Henderson	Mott	Stranahan
Boyce	de Peyster	Hitt	Nixon	Sullivan
Bradford	Dinkelspiel	Johnson, A.	Nolan	Sulzer
Burns, J. I.	Duffy	Johnson, H. C.	O'Connor, J. J.	Townsend
Burns, W. B.	Endres	Jones	O'Connor, J. K.	Van Vranken
Byrne	Everett	Kelly	Peck	Webster
Byrnes	Fish	Kerrigan	Riley	Willis
Christie	Gardenier	Lane, H. J.	Sawmiller	Wissig
Clarke	Gibbs	Lewis, B. B.	Schaaff	Speaker
Connelly				

Those who voted in the negative, were

Acker	Deyo	Lewis, R. J.	Pealer	Shields
Bridges	Johnson, I. S.	Miller		

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 408) entitled "An act further to amend section 305 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' as the same is amended by chapter 180 of the Laws of 1884, and acts supplemental thereto, in relation to the police pension fund of the city of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Gibbs	Menninger	Sheffer
Acker	Connelly	Greene	Miller	Shields
Adams	Cooney	Gretsinger	Monaghan	Sohmer
Andrus	Coons	Groat	Mott	Stein
Ballantine	Courtney	Guenther	Nixon	Stevens, J. H.
Barton	Crawford	Guibord	Nolan	Stevens, N.
Bennett	Davis	Harwood	O'Connor, J. K.	Stevens, W. C.
Blumenthal	Decker	Henderson	O'Hare	Stranahan
Boyce	Dempsey	Huson	Page	Sullivan
Bradford	de Peyster	Johnson, A.	Pealer	Sulzer
Brady	Dickinson	Johnson, H. C.	Pearsall	Towne
Bridges	Dinkelspiel	Jones	Rhodes	Townsend
Burns, J. I.	Duffy	Kelly	Rice	Treadway
Burns, W. B.	Endres	Larmon	Riley	Weed
Bush, G. H.	Everett	Le Roy	Sage	Willis
Byrne	Fish	McBride	Saunders	Wissig
Byrnes	Fitts	McTernan	Sawmiller	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 341) entitled "An act for the relief of the devisees of Charlotte G. Prince, deceased" (Rec. No. 147), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Fish	Larmon	Pearsall
Adams	Cooney	Fitts	Le Roy	Peck
Barton	Coons	Gardenier	Lewis, R. J.	Rhodes
Bennett	Cornell	Gretsinger	L'Hommedieu	Rice
Blumenthal	Courtney	Groat	McBride	Riley
Boyce	Crawford	Guenther	McTernan	Shields
Bradford	Curtis	Guibord	Menninger	Stein
Brady	Davis	Haffner	Miller	Stevens, J. H.
Bridges	Decker	Harwood	Monaghan	Stevens, N.
Burns, J. I.	de Peyster	Henderson	Mott	Stewart
Burns, W. B.	Deyo	Huson	Mullaney	Stranahan
Bush, G. H.	Dickinson	Johnson, A.	Nixon	Towne
Byrne	Dinkelspiel	Johnson, H.C.	Nolan	Townsend
Byrnes	Duffy	Jones	O'Connor, J.K.	Treadway
Christie	Endres	Kelly	Page	Webster
Clarke	Everett	King	Pealer	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1053) entitled "An act to amend chapter 278 of the Laws of 1850, entitled 'An act to secure the payment of wages to laborers employed on the canals and other public works of this State,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Acker	Cooney	Fitts	Lane, H. J.	Rhodes
Andrus	Coons	Gardenier	Le Roy	Saunders
Barton	Cornell	Gibbs	Lewis, B. B.	Sawmiller
Bennett	Courtney	Groat	L'Hommedieu	Sheffer
Blumenthal	Crawford	Guenther	McBride	Shields

Boyce	Davis	Guibord	McTernan	Stein
Bradford	Decker	Haffner	Menninger	Stevens, J. H.
Brady	Dempsey	Harwood	Miller	Stevens, W. C.
Bridges	de Peyster	Henderson	Monaghan	Sulzer
Burns, J. I.	Deyo	Huson	Mott	Towne
Bush, G. H.	Dickinson	Johnson, A.	Mullaney	Townsend
Byrne	Dinkelspiel	Johnson, H.C.	Nixon	Van Vranken
Byrnes	Duffy	Johnson, I. S.	O'Connor, J.K.	Webster
Christie	Endres	Jones	O'Hare	Weed
Clarke	Everett	Kelly	Page	White
Connelly	Fish	Kerrigan	Pealer	

For the negative,

Sullivan

Ordered, That the Clerk deliver said bill to Senate, and request their concurrence therein.

The Senate bill (No. 358) entitled "An act to incorporate the Harmon Fund" (Rec. No. 181), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Byrnes	Endres	Le Roy	Saunders
Acker	Christie	Everett	Lewis, B. B.	Sheffer
Adams	Connelly	Fitts	Lewis, R. J.	Shields
Andrus	Cooney	Gardenier	L'Hommedieu	Stein
Ballantine	Coons	Groat	McBride	Stevens, J. H.
Barton	Cornell	Guenther	McTernan	Stevens, N.
Bennett	Courtney	Haffner	Menninger	Stevens, W. C.
Blumenthal	Crawford	Harwood	Miller	Stewart
Boyce	Davis	Henderson	Nixon	Sulzer
Bradford	Decker	Huson	O'Connor, J.K.	Towne
Brady	Dempsey	Johnson, A.	O'Hare	Townsend
Bridges	de Peyster	Jones	Page	Van Vranken
Burns, J. I.	Deyo	Kelly	Pealer	Weed
Burns, W. B.	Dickinson	Kerrigan	Peck	Willis
Bush, G. H.	Dinkelspiel	Kurth	Rhodes	Wissig
Byrne	Duffy	Lane, H. J.	Sage	

For the negative,

Sullivan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 442) entitled "An act to amend an act entitled 'An act for the better security of mechanics, laborers and others who perform labor or furnish material for buildings and other improve-

ments in the several cities and counties of this State, and to repeal certain acts and parts of acts,' passed May 27, 1885" (Rec. No. 402), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	L'Hommedieu	Rhodes
Andrus	Cooney	Guenther	Martin	Sage
Ballantine	Cornell	Guibord	McBride	Saunders
Barton	Courtney	Harwood	McTernan	Sawmiller
Bennett	Crawford	Johnson, H. C.	Menninger	Sheffer
Blanchfield	Currier	Johnson, I. S.	Miller	Stein
Blumenthal	Davis	Jones	Monaghan	Stevens, J. H.
Boyce	Decker	Kelly	Mott	Stevens, N.
Bradford	Dempsey	Kerrigan	Mullaney	Stevens, W. C.
Brady	de Peyster	Kimball	Nixon	Stewart
Bridges	Deyo	Lane, H. J.	O'Connor, J. K.	Sullivan
Burns, J. I.	Dickinson	Lane, O. F.	O'Hare	Townsend
Byrne	Dinkelspiel	Larmon	Page	Treadway
Byrnes	Endres	Le Roy	Pealer	Willis
Christie	Fitts	Lewis, B. B.	Pearsall	Wissig
Clarke	Gardenier	Lewis, R. J.	Peck	

Those who voted in the negative, were

Coons Henderson Huson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Gardenier moved to lay the order of third reading of bills upon the table for the purpose of receiving the report of the committee on codes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by the committee on the judiciary, Int. No. 390, entitled "An act to amend title 5 of the Penal Code, relating to crimes against the election franchise," reported in favor of the passage of the same with the following amendment:

Section 3, line 1, strike out the word "immediately" and insert in lieu thereof the words "on the first day of September, 1890."

A. B. GARDENIER,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Gardenier, from the committee on codes, to which was referred the Senate bill introduced by Mr. Dean, Int. No. 290, entitled "An

act to amend chapter 479 of the Laws of 1887, entitled "An act prescribing the period in each year during which, and the terms under which racing may take place upon the grounds of associations incorporated for the purpose of improving the breed of horses, and suspending the operation of certain sections of the Penal Code," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

Mr. Rhodes moved to take from the table the motion to reconsider the vote by which the bill (No. 1393) entitled "An act to amend section 260 of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' as amended by chapter 524 of the Laws of 1887, and as amended by chapter 373 of the Laws of 1888," was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the negative, a majority of all the members elected to the Assembly, not voting in favor thereof, and three-fifths being present.

{AYES 54}
{NOES 43}

Those who voted in the affirmative, were

Adams	Cornell	Fitts	Martin	Saunders
Andrus	Courtney	Gardenier	Mase	Sawmiller
Barton	Crawford	Gibbs	Miller	Sohmer
Bennett	Davis	Guibord	Monaghan	Stewart
Blumenthal	Decker	Hitt	Mullaney	Sullivan
Bradford	de Peyster	Hoag	O'Connor, J.K.	Treadway
Burns, W. B.	Deyo	Johnson, H. C.	Page	Webster
Bush, G. H.	Dickinson	King	Pearsall	Weed
Christie	Duffy	Lane, H. J.	Pierson	White
Clarke	Everett	Lewis, B. B.	Rhodes	Willis
Coons	Fish	Lewis, R. J.	Sage	

Those who voted in the negative, were

Abbey	Byrnes	Haffner	L'Hommedieu	Schaaff
Acker	Cooney	Harwood	McBride	Shields
Ballantine	Currier	Huson	McTernan	Stevens, J. H.
Blanchfield	Dempsey	Johnson, I. S.	Menninger	Stevens, W. C.
Boyce	Dinkelspiel	Jones	Nixon	Sulzer
Brady	Endres	Kelly	O'Connor, J.J.	Towne
Bridges	Gretsinger	Kimball	Pealer	Townsend
Burns, J. I.	Groat	Kurth	Riley	Whipple
Byrne	Guenther	Le Roy		

The Senate bill (No. 317) entitled "An act to amend chapter 888 of the Laws of 1869, entitled 'An act to amend title 16, chapter 8, part 3 of the Revised Statutes relative to proceedings for the drainage of swamps, marshes, and other low or wet lands and for draining farm lands'" (Rec. No. 169), was read the third time.

Mr. Speaker put the question whether the House would agree to

the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 3 }

Those who voted in the affirmative, were

Abbey	Coons	Guenther	Lewis, R. J.	Riley
Acker	Cornell	Guibord	L'Hommedieu	Saunders
Andrus	Courtney	Harwood	Mase	Sawmiller
Ballantine	Crawford	Henderson	McBride	Schaaff
Barton	Currier	Huson	McTernan	Sheffer
Blanchfield	Davis	Johnson, A.	Menninger	Shields
Blumenthal	Decker	Johnson, H.C.	Miller	Stevens, J. H.
Brady	Dempsey	Jones	Monaghan	Stevens, W. C.
Bridges	Deyo	Kelly	Nixon	Stewart
Burns, J. I.	Dinkelspiel	Kerrigan	Nolan	Sullivan
Burns, W. B.	Everett	Kimball	O'Connor, J. J.	Townsend
Byrne	Fish	King	O'Connor, J. K.	Treadway
Byrnes	Fitts	Lane, H. J.	O'Hare	Webster
Christie	Gardenier	Lane, O. F.	Pealer	Whipple
Clarke	Gibbs	Lewis, B. B.	Pearsall	White
Cooney				

Those who voted in the negative, were

Bennett Boyce Rhodes

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Bridges, from the committee on engrossed bills, reported as correctly engrossed the following entitled bills:

"An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots, and erecting, enlarging, repairing and furnishing school buildings." (No. 1531.)

"An act to amend section 944 of an act entitled 'An act to establish a Code of Criminal Procedure, relative to the criminal statistics.'" (No. 1481.)

"An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases." (No. 1525.)

"An act to authorize the village of Fredonia to incur indebtedness and issue bonds for the purpose of establishing a system for lighting said village with electric lights." (No. 1527.)

"An act to incorporate the Buffalo Produce Exchange." (No. 1349.)

"An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville,' as amended by chapter 374 of the Laws of 1888, and chapter 125 of the Laws of 1889." (No. 1530.)

"An act to require fire-escapes in connection with certain school buildings." (No. 1404.)

The Senate bill (No. 373) entitled "An act to provide for the pay-

ment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester by the issue of bonds of said city, and to provide for the payment of said bonds by local assessments" (Rec. No. 185), having been announced for a third reading,

On motion of Mr. Courtney, and by unanimous consent, the same was amended as follows:

Section 1, line 19, strike out the words "and shall be non-taxable." Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	Mase	Sage
Andrus	Crawford	Henderson	McBride	Saunders
Barton	Currier	Huson	McTernan	Sawmiller
Bennett	Curtis	Johnson, A.	Menninger	Schaaff
Blanchfield	Davis	Johnson, H.C.	Miller	Sheffer
Blumenthal	Decker	Johnson, I. S.	Mitchell	Stein
Bradford	Dempsey	Jones	Monaghan	Stevens, J. H.
Brady	Deyo	Kelly	Nixon	Stevens, N.
Bridges	Dickinson	Kerrigan	Nolan	Stewart
Burns, J. I.	Dinkelspiel	Kurth	O'Connor, J.J.	Stranahan
Burns, W. B.	Duffy	Lane, H. J.	O'Connor, J.K.	Sulzer
Bush, G. H.	Endres	Lane, O. F.	O'Hare	Towne
Byrne	Fitts	Larmon	Pealer	Townsend
Byrnes	Groat	Le Roy	Pearsall	Treadway
Christie	Guenther	Lewis, B. B.	Peck	Webster
Clarke	Guibord	L'Hommedieu	Rhodes	Weed
Connelly	Haffner	Martin	Riley	Willis
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 499) entitled "An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Lane, O. F.	Rhodes
Acker	Cornell	Groat	Le Roy	Riley
Ballantine	Courtney	Guenther	Lewis, B. B.	Sage

Barton	Curtis	Guibord	L'Hommedieu	Sawmiller
Bennett	Davis	Haffner	Martin	Shields
Blanchfield	Decker	Harwood	Mase	Stein
Blumenthal	Dempsey	Henderson	McBride	Stevens, J. H.
Boyce	Deyo	Huson	McTernan	Stevens, N.
Bradford	Dickinson	Johnson, A.	Menninger	Stevens, W. C.
Brady	Dinkelspiel	Johnson, H. C.	Miller	Stewart
Bridges	Endres	Johnson, R. S.	Mitchell	Stranahan
Burns, J. I.	Everett	Jones	Monaghan	Sullivan
Burns, W. B.	Fish	Kelly	Mott	Towne
Byrne	Fitts	Kimball	O'Hare	Townsend
Byrnes	Gibbs	King	Pealer	Willis
Christie	Greene	Lane, H. J.	Peck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1448) entitled "An act relating to taxes, water rates and rents in Long Island City, and to confirm certain arrears thereof, and to insure a more efficient collection of the same in future," having been announced for a third reading,

Mr. H. C. Johnson moved to recommit said bill to the committee on affairs of cities, with instructions to report the same at any time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1116) entitled "An act to amend chapter 555 of the Laws of 1885, entitled 'An act to regulate and to fix the pay or compensation of members of the police force who are police surgeons or doormen in all cities of this State having, according to the last census, a population exceeding 800,000,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Connelly	Gardenier	Martin	Schaaff
Acker	Cooney	Gibbs	McBride	Shields
Ballantine	Coons	Guenther	McTernan	Sohmer
Bennett	Cornell	Guibord	Menninger	Stein
Blanchfield	Courtney	Haffner	Miller	Stevens, J. H.
Blumenthal	Crawford	Harwood	Mitchell	Stevens, N.
Boyce	Currier	Henderson	Monaghan	Sullivan
Bradford	Davis	Huson	Nolan	Sulzer
Brady	Decker	Johnson, A.	O'Connor, J. K.	Towne
Bridges	Dempsey	Johnson, I. S.	O'Hare	Townsend
Burns, J. I.	Deyo	Jones	Pealer	Van Vranken
Burns, W. B.	Dickinson	Kelly	Rhodes	Weed
Byrne	Dinkelspiel	Kimball	Rice	White
Byrnes	Endres	Lane, H. J.	Riley	Willis

Christie	Fish	Lane, O. F.	Saunders	Wissig
Clarke	Fitts	Le Roy	Sawmiller	

For the negative,
Lewis, R. J.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Brady moved to take from the table the motion to reconsider the vote by which Senate bill No. 200, entitled "An act relative to common schools in the city of New York" (Rec. No. 111), was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill (No. 817) entitled "An act to authorize the board of estimate of the city of Brooklyn to fix the salaries of the commissioners of excise of the city of Brooklyn," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	McTernan	Shields
Acker	Coons	Henderson	Menninger	Sohmer
Ballantine	Cornell	Huson	Miller	Stevens, J. H.
Bennett	Courtney	Johnson, A.	Mitchell	Stevens, N.
Blanchfield	Currier	Johnson, I. S.	Monaghan	Stewart
Blumenthal	Davis	Jones	Mullaney	Sullivan
Boyce	Decker	Kelly	Nolan	Sulzer
Bradford	Dempsey	Kerrigan	O'Connor, J. J.	Thompson
Brady	Dinkelspiel	Kimball	O'Connor, J. K.	Towne
Bridges	Endres	Lane, H. J.	O'Hare	Townsend
Burns, W. B.	Fish	Lane, O. F.	Pealer	Treadway
Bush, R. P.	Gardenier	Le Roy	Rice	Webster
Byrne	Gibbs	L'Hommedieu	Riley	Weed
Byrnes	Groat	Martin	Saunders	Willis
Christie	Guenther	Mase	Sawmiller	Wissig
Connelly	Guibord	McBride	Schaaff	

Those who voted in the negative, were

Andrus Kurth

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 440) entitled "An act to provide for the care, control and management of the cemetery in the Ninth ward of the city of Syracuse" (Rec. No. 137), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Groat	Lewis, B. B.	Sawmiller
Acker	Clarke	Guenther	L'Hommedieu	Schaaff
Adams	Cooney	Guibord	Martin	Sheffer
Ballantine	Coons	Haffner	Mase	Shields
Bennett	Cornell	Harwood	McBride	Stein
Blanchfield	Crawford	Henderson	Menninger	Stevens, J. H.
Blumenthal	Curtis	Huson	Miller	Stevens, N.
Boyce	Davis	Johnson, A.	Mitchell	Stewart
Bradford	Decker	Johnson, H. C.	Monaghan	Sullivan
Brady	Dempsey	Johnson, I. S.	Nixon	Towne
Bridges	Deyo	Johnson, R. S.	Nolan	Townsend
Burns, J. I.	Dinkelspiel	Jones	O'Connor, J. K.	Van Vranken
Burns, W. B.	Endres	Kelly	O'Hare	Weed
Bush, R. P.	Everett	Kerrigan	Pealer	Whipple
Byrne	Fish	Lane, O. F.	Peck	Wissig
Byrnes	Fitts	Le Roy	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 504) entitled "An act to authorize the department of public parks in the city of New York to grant to the New York Central and Hudson River Railroad Company a revocable license to occupy a strip of land on the westerly side Bronx park, in the Twenty-fourth ward of said city, for a passenger station and the approaches thereto, for the convenience of persons visiting said park and others" (Rec. No. 175), having been announced for a third reading,

Mr. Monaghan moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were.

Abbey	Connelly	Gibbs	Le Roy	Riley
Acker	Cooney	Greene	Lewis, B. B.	Sage
Adams	Coons	Gretsinger	Lewis, R. J.	Saunders
Andrus	Cornell	Groat	L'Hommedieu	Sheffer
Ballantine	Crawford	Guenther	Mase	Stein
Bennett	Currier	Guibord	McBride	Stevens, J. H.
Blanchfield	Davis	Harwood	Miller	Stevens, W. C.
Blumenthal	Decker	Henderson	Mitchell	Stewart

Bradford	Dempsey	Huson	Monaghan	Sullivan
Brady	Deyo	Jones	Nixon	Towne
Bridges	Duffy	Kerrigan	O'Connor, J.K.	Townsend
Bush, R. P.	Endres	Kimball	Pealer	Treadway
Byrne	Everett	King	Pearsall	Van Vranken
Byrnes	Fish	Lane, H. J.	Peck	Weed
Christie	Fitts	Lane, O. F.	Pierson	Whipple
Clarke	Gardenier	Larmon	Rhodes	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 121) entitled "An act to amend section 1929 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York'" (Rec. No. 163), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McTernan	Shields
Acker	Courtney	Henderson	Menninger	Stevens, N.
Ballantine	Crawford	Huson	Miller	Stevens, W. C.
Bennett	Currier	Johnson, A.	Mitchell	Stewart
Blanchfield	Davis	Johnson, H.C.	Mullaney	Stranahan
Blumenthal	Decker	Johnson, I. S.	O'Connor, J.J.	Sullivan
Boyce	Deyo	Johnson, R.S.	O'Connor, J.K.	Towne
Bradford	Dinkelspiel	Jones	Pealer	Townsend
Brady	Endres	Kimball	Pearsall	Treadway
Bridges	Everett	King	Rhodes	Van Vranken
Burns, J. I.	Fish	Lane, H. J.	Rice	Weed
Bush, R. P.	Greene	Lane, O. F.	Riley	Whipple
Byrne	Gretsinger	Larmon	Saunders	White
Byrnes	Groat	Le Roy	Sawmiller	Willis
Christie	Guenther	Lewis, B. B.	Schaaff	Wissig
Clarke	Guibord	Lewis, R. J.	Sheffer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1397) entitled "An act to amend chapter 534 of the Laws of 1879, as amended by chapter 127 of the Laws of 1884, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" having been announced for a third reading,

On motion of Mr. Crawford, said bill was laid upon the table.

The bill (No. 1203) entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 501 of the Laws of 1888," having been announced for a third reading,

On motion of Mr. R. S. Johnson, said bill was laid upon the table.

The bill (No. 1101) entitled "An act to amend section 21 of chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" having been announced for a third reading,

On motion of Mr. R. S. Johnson, said bill was laid upon the table.

The bill (No. 527) entitled "An act to permit the hunting and pursuing of deer in the county of Sullivan with dogs during the months of October and November," having been announced for a third reading

On motion of Mr. Speaker, the same was laid upon the table.

The bill (No. 1166) entitled "An act to amend section 3 of chapter 577 of the Laws of 1888, entitled 'An act to provide for a more effective organization of game and fish protectors,'" having been announced for a third reading,

On motion of Mr. Speaker, the same was laid upon the table.

The Senate bill (No. 273) entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game'" (Rec. No. 117), having been announced for a third reading,

On motion of Mr. Speaker, the same was laid upon the table.

The bill (No. 1398) entitled "An act to provide for the organization of school savings banks," having been announced for a third reading,

Mr. R. J. Lewis moved to strike out section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{AYES 33}
{NOES 17}

Those who voted in the affirmative, were

Acker	Byrnes	Gretsinger	Lane, H. J.	Pearsall
Andrus	Crawford	Johnson, H. C.	Le Roy	Stevens, W. C.
Ballantine	Currier	Johnson, I. S.	McBride	Stewart
Blanchfield	Davis	Johnson, R. S.	Miller	Townsend
Bradford	Dempsey	Jones	Monaghan	Van Vranken
Brady	Fitts	King	Nixon	Weed
Bridges	Gardenier	Kurth		

Those who voted in the negative, were

Abbey	Endres	Henderson	Kerrigan	O'Connor, J. K.
Blumenthal	Everett	Huson	Lane, O. F.	Pealer
Bush, R. P.	Fish	Johnson, A.	O'Connor, J. J.	Sage
Connelly	Greene			

The Senate returned the bill entitled "An act supplemental to chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in

the counties of this State, and providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon and by conferring additional powers upon the common council of cities (No. 1466), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, at the end thereof add the following: "And when said company shall in compliance with the laws which existed at the date of the filing of the original articles, have secured the necessary consent of the local authorities and the consent of the abutting property owners or the constitutional substitute therefor and taken any other proceeding requisite under such laws, it may construct, operate and own any such railway or railways, any law passed since the filing of its original articles to the contrary notwithstanding."

Section 2, line 1, after the word "no" insert the word "such."

Same section, lines 1 and 2, strike out the words "of more than one million inhabitants."

Same section, line 10, after the word "section" strike out down to and including the word "traffic" in line 14, and insert the following: "And such consent may be granted by the common council conditioned on the agreement by said company to pay to the said city, as compensation for the rights, franchises and privileges granted to it, in addition to the taxes to which it may be liable, five per cent of the gross yearly receipts of said railway upon its traffic; which payments in this section provided shall constitute the sole compensation to be made by such company for such rights, franchises and privileges granted, any acts or parts of acts to the contrary notwithstanding."

Strike out section 4, and insert the following:

"§ 4. All acts or parts of acts, general or special, and each and every part thereof, inconsistent with or impairing or limiting the rights conferred by this act or the acts to which it is supplementary, so far as they are inconsistent with, impair, limit or impose other or additional conditions upon the exercise of the rights herein and hereby conferred, are, as to such company, hereby declared inoperative."

Mr. Brady asked unanimous consent that the Assembly concur in said amendments, which was objected to.

On motion of Mr. Brady, said bill was recommitted to the committee on railroads, with power to report at any time.

Mr. King moved that said bill be printed as amended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
- ALBANY, May 7, 1890. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 792, entitled "An act to amend sections 361, 1315 and 3301 of the Code of Civil Procedure."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Gardenier	Lewis, B. B.	Rice
Acker	Clarke	Gretsinger	L'Hommedieu	Riley
Adams	Coons	Groat	Martin	Sage
Andrus	Cornell	Guenther	Mase	Saunders
Ballantine	Courtney	Guibord	McBride	Sawmiller
Barton	Crawford	Haffner	McTernan	Schaaff
Bennett	Currier	Harwood	Miller	Sheffer
Blanchfield	Davis	Henderson	Mitchell	Shields
Blumenthal	Decker	Huson	Monaghan	Stein
Boyce	Dempsey	Johnson, R.S.	Mullaney	Stevens, J. H.
Bradford	Deyo	Jones	Nolan	Stevens, N.
Brady	Dickinson	Kelly	O'Connor, J.J.	Stevens, W. C.
Bridges	Dinkelspiel	Kerrigan	O'Connor, J.K.	Stewart
Burns J. I.	Duffy	Kimball	Pealer	Sullivan
Bush, R. P.	Endres	Lane, H. J.	Pearsall	Towne
Byrne	Everett	Larmon	Peck	Van Vranken
Byrnes	Fitts	Le Roy	Rhodes	Weed

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Guenther, and by unanimous consent, the same was amended as follows:

(Reference to the engrossed bill.)

Section 1, line 16, strike out the word "must" and insert in place thereof the word "may."

Same section, same line, after the words "appoint and" strike out the word "may."

Same section, line 17, add the letter "s" to the word "court" each time it occurs in the line.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Larmon	Rice
Acker	Cooney	Groat	Le Roy	Riley
Adams	Coons	Guenther	Lewis, B. B.	Saunders
Ballantine	Cornell	Guibord	L'Hommedieu	Sawmiller
Barton	Courtney	Haffner	Martin	Selleck
Bennett	Crawford	Harwood	McBride	Sheehan

Blanchfield	Currier	Henderson	McTernan	Sheffer
Blumenthal	Davis	Huson	Miller	Shields
Boyce	Decker	Johnson, A.	Mitchell	Stein
Bradford	Dempsey	Johnson, H. C.	Monaghan	Stevens, J. H.
Brady	Dickinson	Johnson, I. S.	Mullaney	Stevens, N.
Bridges	Dinkelspiel	Jones	Nixon	Sullivan
Burns, J. I.	Endres	Kelly	O'Connor, J. K.	Webster
Bush, R. P.	Everett	Kerrigan	Page	Whipple
Byrne	Fish	Kimball	Pealer	Willis
Byrnes	Fitts	Lane, H. J.	Pearsall	Wissig
Christie	Gardenier	Lane, O. F.	Peck	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

On motion of Mr. McTernan, and by unanimous consent, Senate bill No. 586, entitled "An act in relation to elevated railways in cities containing a population of less than 1,000,000 and more than 300,000" (Rec. No. 376), was placed on the order of third reading.

The privileges of the floor were extended to Hons. C. Volney King, James G. Graham and John Raines.

On motion of Mr. Speaker, and by unanimous consent, the Senate bill (Rec. No. 284) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of James G. Johnson," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those whose vote in the affirmative, were

Abbey	Christie	Everett	Kelly	O'Hare
Acker	Clarke	Fish	Kimball	Pearsall
Adams	Connelly	Fitts	Kurth	Rice
Blantine	Cooney	Gardenier	Lane, H. J.	Riley
Barton	Cornell	Gibbs	Lane, O. F.	Saunders
Bennett	Courtney	Greene	Larmon	Shields
Blanchfield	Crawford	Gretsinger	Lewis, B. B.	Stein
Blumenthal	Currier	Groat	L'Hommedieu	Stevens, N.
Boyce	Curtis	Guibord	Martin	Stranahan
Bradford	Davis	Harwood	Mase	Treadway
Brady	Decker	Hitt	Menninger	Webster
Bridges	Dempsey	Huson	Miller	Weed
Burns, J. I.	de Peyster	Johnson, A.	Mitchell	Whipple
Bush, R. P.	Dinkelspiel	Johnson, H. C.	Mott	Wissig
Byrne	Duffy	Johnson, R. S.	O'Connor, J. J.	Speaker
Byrnes	Endres	Jones	O'Connor, J. K.	

For the negative,

Guenther

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. H. J. Lane moved to take from the table the motion to reconsider the vote by which Assembly bill No. 1495, entitled "An act to restore to owners of water power on the Black river the water diverted by the State for canal purposes," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 72}
{NOES 5}

Those who voted in the affirmative, were

Acker	Crawford	Harwood	L'Hommedieu	Schaaff
Adams	Currier	Hoag	Martin	Shields
Andrus	Curtis	Johnson, A.	Mase	Stein
Barton	Dempsey	Johnson, H.C.	McBride	Stevens, J. H.
Bennett	Dickinson	Johnson, I. S.	Menninger	Stevens, N.
Boyce	Dinkelspiel	Johnson, R.S.	Miller	Stevens, W. C.
Bradford	Duffy	Jones	Mitchell	Towne
Brady	Endres	Kimball	Mullaney	Townsend
Byrne	Everett	Kurth	Nixon	Treadway
Byrnes	Fitts	Lane, H. J.	O'Connor, J.J.	Van Vranken
Christie	Gardenier	Larmon	O'Connor, J.K.	Whipple
Connelly	Gibbs	Le Roy	Pearsall	White
Coons	Guenther	Lewis, B. B.	Peck	Willis
Cornell	Guibord	Lewis, R. J.	Saunders	Wissig
Courtney	Haffner			

Those who voted in the negative, were

Davis	Fish	Henderson	Lane, O. F.	Sage
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The vote upon the final passage of said bill having been reconsidered,

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 15}

Those who voted in the affirmative, were

Acker	Cornell	Johnson, A.	Menninger	Schaaff
Adams	Currier	Johnson, H.C.	Miller	Shields
Andrus	Curtis	Johnson, I. S.	Mitchell	Stein

Barton	Decker	Johnson, R.S.	Monaghan	Stevens, N.
Bennett	Dempsey	Kelly	Mullaney	Stevens, W. C.
Blanchfield	Dickinson	Kerrigan	Nixon	Sullivan
Boyce	Dinkelspiel	Kimball	Nolan	Sulzer
Bradford	Duffy	Lane, H. J.	O'Connor, J.J.	Townsend
Brady	Endres	Larmon	O'Connor, J.K.	Treadway
Burns, J. I.	Everett	Le Roy	Pearsall	Van Vranken
Burns, W. B.	Fitts	Lewis, B. B.	Peck	Webster
Byrne	Guenther	L'Hommedieu	Rice	Weed
Christie	Guibord	Martin	Riley	Whipple
Clarke	Haffner	Mase	Saunders	White
Cooney	Hitt	McTernan	Sawmiller	Wissig

Those who voted in the negative, were

Abbey	Davis	Harwood	Lane, O. F.	Sage
Blumenthal	Deyo	Henderson	Lewis, R. J.	Stevens, J. H.
Coons	Fish	Huson	Pealer	Stewart

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'" (No. 1236.)

"An act to amend chapter 83 of the Laws of 1860, entitled 'An act to consolidate and amend the several acts relating to the village of Warsaw, and to enlarge the powers of the corporation of said village,' as amended by chapter 194 of the Laws of 1872, relating to the boundaries of said village." (No. 1469.)

"An act in relation to railroads, constituting chapter 39 of the general laws." (No. 1355.)

"An act to amend sections 59 and 60 of title 1 of chapter 20 of part 1 of the Revised Statutes, entitled 'Of the relief and support of indigent persons.'" (No. 286.)

"An act to amend chapter 181 of the Laws of 1875, entitled 'An act to authorize the villages of the State of New York to furnish pure and wholesome water to the inhabitants thereof, and the acts amendatory thereof, relating to boards of water commissioners,' as amended by section 3, chapter 455, Laws of 1889." (No. 771.)

"An act to amend section 15 of chapter 436 of the Laws of 1880, entitled 'An act to establish a police department in the city of Buffalo, and to provide for the government thereof.'" (No. 461.)

"An act to authorize the stockholders of the Agricultural Society of Northern Chautauqua to hold a special meeting for increasing its capital stock." (No. 1195.)

"An act further to extend the time within which the East Side Mount Vernon Railway Company shall complete the several portions or sections of its railway." (No. 1016.)

"An act to authorize the commissioners of Mount Albion cemetery, in the village of Albion, to aid in the construction of a walk from the village of Albion to Mount Albion cemetery." (No. 1169.)

"An act to amend section 764 of the Code of Civil Procedure." (No. 704.)

"An act for the relief of Martha Krenkel, as administratrix of the estate of Kasimire Krenkel, deceased." (No. 709.)

"An act with reference to the Buffalo Law School." (No. 1246.)

"An act to amend sections 107, 109 and 110 of the Penal Code, relating to the preparation and offering of false evidence, and the destruction of evidence." (No. 1529.)

"An act to authorize the Watervliet Turnpike and Railroad Company to operate its cars on the tracks across the bridge between the city of Troy and the village of West Troy and in the city of Troy." (No. 1403.)

"An act to repeal chapter 84 of the Laws of 1888, entitled 'An act to appoint a commissioner to ascertain who are the payees under certain treaties made by this State, dated respectively February 25, 1789, and July 27, 1795, and to modify said treaties.'" (Int. No. 1173.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended.

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of Abner L. Roberts against the State, and to make an award therefor." (No. 630.)

"An act to authorize the supervisor, justices of the peace and town clerk of the town of Flatbush, in the county of Kings, to license and regulate all public hacks, vehicles, venders, shows, concerts and public amusements in said town of Flatbush." (No. 804.)

"An act to authorize the comptroller of the city of New York to examine the claim of John J. Clarke, and to audit and pay the amount justly due." (No. 525.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relating to annual estimates of appropriations for certain institutions." (No. 1080.)

"An act to amend sections 322, 921 and 915 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'" (No. 1034.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 6 o'clock having arrived, the House took a recess until 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

On motion of Mr. Blumenthal, and by unanimous consent, Senate bill No. 609, entitled "An act to amend section 93 of the Code of Civil Procedure, relative to attendants upon courts in New York city" (Rec. No. 393), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Coons	Groat	Lane, O. F.	Sage
Acker	Cornell	Guenther	Larmon	Saunders
Adams	Courtney	Guibord	Le Roy	Sawmiller
Ballantine	Currier	Haffner	Lewis, B. B.	Sheehan
Barton	Curtis	Harwood	L'Hommedieu	Shields
Bennett	Davis	Henderson	Martin	Sohmer
Blanchfield	Decker	Hoag	McBride	Stein
Blumenthal	Dempsey	Huson	McTernan	Stevens, J. H.
Boyce	Dickinson	Johnson, A.	Menninger	Stevens, N.
Bradford	Dinkelspiel	Johnson, I. S.	Mitchell	Stevens, W. C.
Brady	Endres	Johnson, R. S.	Monaghan	Sullivan
Bridges	Everett	Jones	Mott	Sulzer
Burns, J. I.	Fitts	Kimball	O'Connor, J. J.	Towne
Byrne	Gardenier	King	Pealer	Townsend
Christie	Greene	Kurth	Peck	Webster
Connelly	Gretsinger	Lane, H. J.	Rice	Wissig
Cooney				

For the negative,

Andrus

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Gardenier gave notice that on some future day he would move to suspend Rule 49 in order that Senate bill No. 564, entitled "An act to amend section 48 of the Penal Code, in relation to public officers," now on the order of third reading, may be read out of its order.

On motion of Mr. McBride, and by unanimous consent, the bill (No. 1481) entitled "An act to amend section 944 of the Code of Criminal Procedure, relative to the criminal statistics," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Groat	McBride	Sawmiller
Acker	Cornell	Guibord	McTernan	Schaaff
Adams	Courtney	Harwood	Menninger	Sheehan
Andrus	Currier	Hoag	Miller	Sheffer

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Ballantine	Curtis	Johnson, A.	Mitchell	Shields
Barton	Davis	Johnson, I. S.	Monaghan	Stein
Bennett	Decker	Jones	Mott	Stevens, N.
Blanchfield	Dempsey	Kelly	Nixon	Stevens, W. C.
Blumenthal	Deyo	Kimball	Nolan	Sullivan
Boyce	Dinkelspiel	King	O'Connor, J. J.	Sulzer
Bradford	Duffy	Kurth	O'Connor, J. K.	Treadway
Burns, J. I.	Endres	Lane, H. J.	O'Hare	Van Vranken
Byrne	Everett	Larmon	Peck	Weed
Christie	Fitts	L'Hommedieu	Rice	Whipple
Clarke	Gardenier	Martin	Riley	White
Connelly	Greene	Mase	Saunders	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Nixon, from the committee on internal affairs, to which was referred the bill introduced by Mr. Willis, Int. No. 1161, entitled "An act to authorize the citizens of the town of Catherine to remove the human remains buried in the old cemetery at Odessa, N. Y.," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Nixon, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Monaghan	Shields
Acker	Coons	Hitt	Mott	Sohmer
Adams	Cornell	Johnson, A.	Mullaney	Stein
Andrus	Curtis	Johnson, H. C.	Nixon	Stevens, J. H.
Ballantine	Davis	Jones	Nolan	Stevens, N.
Barton	Decker	Kimball	O'Connor, J. J.	Stevens, W. C.
Blanchfield	Dempsey	King	O'Connor, J. K.	Stewart
Blumenthal	Deyo	Kurth	Pealer	Sullivan
Boyce	Dickinson	Lane, H. J.	Peck	Sulzer
Bradford	Dinkelspiel	Lane, O. F.	Rice	Townsend
Brady	Duffy	Larmon	Riley	Treadway
Bridges	Everett	L'Hommedieu	Sage	Van Vranken
Burns, J. I.	Greene	Martin	Saunders	Webster
Burns, W. B.	Groat	McBride	Sawmiller	Weed
Byrne	Guenther	Menninger	Schaaff	Whipple
Byrnes	Guibord	Miller	Sheehan	Wissig
Connelly	Haffner	Mitchell	Sheffer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Nixon, from the committee on internal affairs, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 327,

entitled "An act to exempt the county of Kings from the provisions of section 3 of chapter 280 of the Laws of 1845, and acts amendatory thereof, and to provide for the publication of the Session Laws in said county" reported in favor of the passage of the same with the following amendments:

Strike out all after the enacting clause and insert instead thereof, the following:

SECTION 1. All laws which by chapter 280 of the Laws of 1845, entitled "An act for the publication of the Session Laws in two newspapers in each county of this State" or by any amendment thereof, are required to be published in the county of Kings, shall be published in said county in four newspapers instead of two newspapers as heretofore provided. The printers for publishing the laws in said county shall be appointed and the designation of the newspapers shall be made as heretofore provided by said act, and the amendments thereof, except that each member of the board of supervisors of said county at the annual meeting of said board, shall designate by ballot two newspapers instead of one newspaper (as heretofore provided) printed in said county to publish the laws, and the four newspapers having the highest number of votes shall be the papers designated for printing the laws, provided two of such newspapers are of opposite politics to the other two of said newspapers, and fairly represent the two political parties into which the people of said county are divided. If the four newspapers are not so divided as to politics as that two are of opposite politics to the other two, and they do not fairly represent the two principal political parties into which the people of said county are divided, then such balloting and choice shall be of no effect, and the balloting shall continue until four newspapers are chosen as herein provided, that meet the requirements of this act. And the publishers of each of the newspapers designated as herein provided, shall be entitled to receive for such publication of all the laws so required to be published, compensation at the rate of one dollar for every folio, and the same shall be paid by the board of supervisors of the county of Kings. No newspaper shall be designated under the provisions of this act that has not been published as a daily paper in said county for at least two years before being so designated.

§ 2. Immediately after the passage of this act, the board of supervisors of said county shall meet and shall designate two other newspapers in the same manner and under the same provisions of law as two newspapers have already been designated to publish the Session Laws for the present year. And the two newspapers to be designated as herein provided with the two newspapers heretofore designated for the present year, shall publish the Session Laws for the present year at the rate of compensation hereinbefore provided.

§ 3. This act shall take effect immediately.

Amend the title so as to read as follows:

"An act in relation to the publication of the Session Laws in newspapers published in the county of Kings."

S. F. NIXON,
Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Whipple, from the committee on general laws, to which was recommitted the bill introduced by the committee on general laws, Int. No. 1167, entitled "An act in relation to transportation corporations, excepting railroads, constituting chapter 40 of the general laws," with power to report at any time, reported in favor of concurring in the amendments of the Senate thereto (Messrs. O'Hare, Sulzer and McTernan dissenting).

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 3}

Those who voted in the affirmative, were

Abbey	Clarke	Fitts	Lane, H. J.	Saunders
Acker	Connolly	Gardenier	Larmon	Sawmiller
Adams	Cooney	Gibbs	Lewis, B. B.	Schaaff
Andrus	Coons	Greene	L'Hommedieu	Sheffer
Ballantine	Cornell	Gretsinger	Martin	Shields
Barton	Courtney	Groat	McBride	Stevens, J. H.
Bennett	Crawford	Guibord	Menninger	Stevens, W. C.
Blumenthal	Curtis	Haffner	Miller	Sullivan
Boyce	Decker	Henderson	Mitchell	Towne
Bradford	Dempsey	Huson	Mott	Townsend
Brady	de Peyster	Jones	Nixon	Treadway
Bridges	Deyo	Kerrigan	O'Connor, J. J.	Van Vranken
Burns, J. I.	Dickinson	Kimball	Peck	Webster
Byrne	Duffy	King	Rhodes	Weed
Byrnes	Everett	Kurth	Riley	Whipple
Christie	Fish			

Those who voted in the negative, were

Mullaney O'Hare Sulzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Whipple, from the committee on general laws, to which was recommitted the bill introduced by the committee on general laws, Int. No. 1069, entitled "An act in relation to business corporations, constituting chapter 41 of the general laws," retaining its place, reported in favor of concurring in the amendments of the Senate thereto (Messrs. O'Hare, Sulzer and McTernan dissenting).

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 75}
{NOES 5}

Those who voted in the affirmative, were

Abbey	Byrne	Deyo	Johnson, I. S.	Mitchell
Acker	Byrnes	Dickinson	Johnson, R. S.	Monaghan
Adams	Christie	Duffy	Jones	Mullaney

Andrus	Clarke	Everett	Kimball	Rice
Ballantine	Connelly	Fish	King	Sage
Barton	Cooney	Fitts	Kurth	Saunders
Bennett	Coons	Gibbs	Lane, H. J.	Sawmiller
Blanchfield	Cornell	Greene	Lane, O. F.	Sheehan
Blumenthal	Courtney	Gretsinger	Larmon	Stevens, J. H.
Boyce	Crawford	Groat	Lewis, B. B.	Stevens, N.
Bradford	Currier	Haffner	L'Hommedieu	Stevens, W. C.
Brady	Curtis	Henderson	Mase	Sullivan
Bridges	Davis	Huson	McBride	Towne
Burns, J. I.	Decker	Johnson, A.	Menninger	Weed
Bush, R. P.	de Peyster	Johnson, H. C.	Miller	Whipple

Those who voted in the negative, were

Endres	Guenther	O'Connor, J. K.	O'Hare	Sulzer
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

On motion of Mr. Fish, and by unanimous consent, the Senate bill (Rec. No. 298) entitled "An act making an appropriation for the State Industrial School," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gardenier	Lane, O. F.	Schaaff
Acker	Connelly	Gretsinger	Larmon	Sheehan
Adams	Cooney	Guenther	Lewis, B. B.	Sohmer
Andrus	Cornell	Guibord	L'Hommedieu	Stevens, J. H.
Ballantine	Courtney	Haffner	Mase	Stevens, N.
Barton	Curtis	Harwood	Miller	Stevens, W. C.
Bennett	Davis	Henderson	Nixon	Stewart
Blanchfield	Decker	Huson	O'Connor, J. J.	Stranahan
Blumenthal	Dempsey	Johnson, H. C.	O'Connor, J. K.	Sulzer
Boyce	Deyo	Johnson, I. S.	Page	Towne
Bradford	Dickinson	Johnson, R. S.	Pealer	Townsend
Brady	Dinkelspiel	Jones	Peck	Treadway
Burns, J. I.	Duffy	Kelly	Rice	Van Vranken
Burns, W. B.	Endres	Kimball	Riley	Webster
Bush, R. P.	Everett	King	Sage	Weed
Byrne	Fish	Kurth	Saunders	Whipple
Byrnes	Fitts	Lane, H. J.	Sawmiller	Willis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Speaker, and by unanimous consent, the Senate bill (No. 452) entitled "An act to authorize the Board of Claims to

hear, audit and determine the claim of Miss Jennie Turner" (Rec. No. 300), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	McBride	Sheehan
Acker	Currier	Huson	Menninger	Sheffer
Adams	Curtis	Johnson, A.	Miller	Shields
Andrus	Davis	Johnson, H.C.	Mitchell	Sohmer
Ballantine	Decker	Johnson, I. S.	Monaghan	Stein
Barton	Dempsey	Johnson, R.S.	Mott	Stevens, N.
Bennett	Dickinson	Jones	Nixon	Stevens, W. C.
Blanchfield	Duffy	Kelly	Nolan	Stranahan
Boyce	Endres	Kimball	O'Connor, J.K.	Sulzer
Brady	Everett	King	O'Hare	Towne
Bridges	Fitts	Lane, O. F.	Rhodes	Treadway
Burns, W. B.	Gretsinger	Larmon	Rice	Van Vranken
Bush, R. P.	Groat	Le Roy	Riley	Weed
Byrne	Guenther	Lewis, B. B.	Sage	Whipple
Byrnes	Guibord	L'Hommedieu	Sawmiller	Willis
Christie	Haffner	Martin	Schaaff	Wissig
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Treadway, and by unanimous consent, the Senate bill (No. 465) entitled "An act to amend sections 2 and 7 of title 11 of chapter 9 of part 1 of the Revised Statutes, entitled 'Of the interest of the State in mines,'" (Rec. No. 294), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Clarke	Greene	Lewis, B. B.	Sawmiller
Acker	Connelly	Guenther	L'Hommedieu	Schaaff
Adams	Crawford	Guibord	Mase	Sheehan
Andrus	Currier	Haffner	Menninger	Shields
Ballantine	Curtis	Harwood	Miller	Stein
Barton	Davis	Hoag	Monaghan	Stevens, J. H.
Blanchfield	Decker	Huson	O'Connor, J.J.	Stevens, N.
Blumenthal	Dempsey	Johnson, A.	O'Connor, J.K.	Stewart
Boyce	Deyo	Johnson, H.C.	O'Hare	Sullivan
Bradford	Dickinson	Johnson, I. S.	Pealer	Towne

Brady	Dinkelspiel	Jones	Peck	Treadway
Bridges	Duffy	Kerrigan	Rice	Van Vranken
Burns, J. I.	Endres	Kimball	Riley	Weed
Burns, W. B.	Fish	Lane, H. J.	Sage	Whipple
Bush, R. P.	Fitts	Lane, O. F.	Saunders	Wissig
Christie	Gardenier			

Those who voted in the negative, were

Coons Henderson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Adams, from the committee of conference, submitted the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon Senate bill No. 345, entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled An act to prevent deception in sales of dairy products'" (Rec. No. 128), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Assembly do recede from the amendment by which section 5 was stricken out, and that the said section be restored.

That the Senate concur in the amendment proposed by the Assembly in place of section 5, and that said amendment be inserted as section 6.

Change the numbers of sections 6 and 7 to 7 and 8, respectively. All of which is respectfully submitted.

W. P. RICHARDSON,
G. A. DEANE,
EDWARD HAWKINS.

Senate Committee.

JOHN C. ADAMS,
RUFUS T. PECK,
WALTER G. BYRNE,
A. I. DECKER,
GEORGE H. BUSH.

Assembly Committee.

The question recurring upon agreeing with the report of the committee,

Mr. J. K. O'Connor moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 25 }

Those who voted in the affirmative, were

Acker	Cooney	Groat	McBride	Saunders
Adams	Courtney	Guibord	Menninger	Sawmiller
Andrus	Crawford	Haffner	Monaghan	Schaaff

Ballantine	Currier	Huson	Mullaney	Selleck
Barton	Curtis	Johnson, A.	Nixon	Shields
Bennett	Davis	Johnson, H. C.	Nolan	Sohmer
Blanchfield	Decker	Kelly	O'Connor, J. J.	Stein
Blumenthal	Deyo	Kerrigan	O'Connor, J. K.	Stranahan
Bradford	Dinkelspiel	Kimball	Pealer	Sullivan
Brady	Everett	Kurth	Peck	Sulzer
Burns, J. I.	Fitts	Le Roy	Rhodes	Townsend
Byrne	Gardenier	Lewis, B. B.	Rice	Treadway
Byrnes	Gibbs	Lewis, R. J.	Riley	Webster
Christie	Gretsinger	Martin		

Those who voted in the negative, were

Abbey	Fish	Johnson, R. S.	O'Hare	Stevens, W. C.
Coons	Greene	King	Sage	Thompson
Dempsey	Harwood	Larmon	Sheehan	Towne
de Peyster	Henderson	L'Hommedieu	Stevens, J. H.	Van Vranken
Endres	Johnson, I. S.	McTernan	Stevens, N.	Weed

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

Mr. Kimball, from the committee on railroads, to which was referred the bill introduced by Mr. Brady, Int. No. 942, entitled "An act supplemental to chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State, and providing for the correction and amendment of articles of association prepared by commissioners appointed thereunder, and authorizing actions based thereon, and by conferring additional powers upon the common council of cities,'" reported in favor of concurring in the amendments of the Senate thereto.

Mr. Connelly moved that said amendments be printed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The question recurring upon concurring in the amendments of the Senate,

Mr. Gibbs moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 24 }

Those who voted in the affirmative, were

Abbey	Cooney	Groat	L'Hommedieu	Sawmiller
Adams	Coons	Guenther	Mase	Schaaff
Andrus	Cornell	Haffner	McBride	Sheffer
Ballantine	Courtney	Harwood	McTernan	Shields

Barton	Crawford	Huson	Menninger	Stevens, J. H.
Bennett	Currier	Johnson, A.	Mitchell	Stevens, W. C.
Blanchfield	Decker	Johnson, H.C.	Monaghan	Stranahan
Blumenthal	Dempsey	Jones	Mullaney	Thompson
Boyce	de Peyster	Kelly	Nixon	Towne
Bradford	Dickinson	Kerrigan	Nolan	Townsend
Brady	Dinkelspiel	Kimball	O'Connor, J.J.	Treadway
Burns, W. B.	Duffy	Kurth	O'Connor, J.K.	Weed
Bush, R. P.	Fitts	Lane, H. J.	Pearsall	Whipple
Byrne	Gardenier	Larmon	Rice	White
Byrnes	Gibbs	Le Roy	Riley	Willis
Christie	Greene	Lewis, B. B.	Saunders	Wissig
Clarke	Gretsinger			

Those who voted in the negative, were

Acker	Everett	Johnson, R.S.	Sage	Stewart
Bridges	Fish	King	Selleck	Sullivan
Connelly	Henderson	Lewis, R. J.	Sheehan	Sulzer
Deyo	Hoag	O'Hare	Sohmer	Van Vranken
Endres	Johnson, I. S.	Rhodes	Stein	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Guibord gave notice that on some future day he would move to suspend Rule 49, for the purpose of reading out of its order the bill (No. 1339) entitled "An act for the release of the interest of the State in the town of North Elba, Essex county, to Benton Turner," now on the order of third reading.

Mr. Andrus gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill (Rec. No. 459) entitled "An act to amend section 10 of chapter 17 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings,'" now on the order of third reading.

Mr. J. K. O'Connor gave notice that on some future day he would move to suspend Rules 3 and 49, for the purpose of reading out of its order Senate bill No. 594, entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 371 of the Laws of 1876, chapter 358 of the Laws of 1882, and chapter 426 of the Laws of 1887."

Mr. Van Vranken gave notice that on some future day he would move to suspend Rule 49, for the purpose of reading out of its order Senate bill (Rec. No. 280) entitled "An act to amend section 375 of the Penal Code relating to fraud in affairs of partnership."

Mr. Rhodes, from the committee on banks, to which was referred the bill introduced by Mr. Rhodes, Int. No. 37, entitled "An act relating to the supervision of mortgage companies organized under the laws of another State," report in favor of concurring in the amendments of the Senate thereto.

The question recurring upon concurring in said amendmets,

Mr. R. J. Lewis moved to non-concur in said amendments, that a committee of conference be appointed, and request the appointment of a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Clarke	Guenther	Mase	Schaaff
Adams	Connolly	Guibord	McBride	Selleck
Andrus	Cooney	Haffner	Menninger	Sheffer
Ballantine	Coons	Henderson	Mitchell	Shields
Bennett	Crawford	Huson	Monaghan	Sohmer
Blanchfield	Decker	Jonnsn, A.	Nixon	Stevens, J. H.
Blumenthal	Dempsey	Johnson, H. C.	Nolan	Stevens, N.
Boyce	de Peyster	Johnson, I. S.	O'Connor, J. K.	Stevens, W. C.
Bradford	Deyo	Jones	O'Hare	Stewart
Brady	Everett	Kimball	Pearsall	Stranahan
Bridges	Fitts	Kurth	Peck	Sullivan
Burns, J. I.	Gardenier	Larmon	Rhodes	Towne
Byrne	Gibbs	Lewis, B. B.	Rice	Whipple
Byrnes	Gretsinger	L'Hommedieu	Saunders	Willis
Christie	Groat	Martin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate sent for concurrence a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return to the Senate of Senate bill No. 512, entitled "An act to amend chapter 124 of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company,' for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate with a message that the Assembly, have concurred in the passage of the same.

The Senate bill (No. 590) entitled "An act authorizing the adjudication and settlement of the taxes and assessments, and the interest thereon, for the non-payment of the same upon property in One Hundred and Twentieth street in the city of New York, sold by the mayor, aldermen and commonalty of the city of New York to Henry McCaddin, Jr., in 1869, about the title to which there has been long litigation" (Rec. No. 413), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Mase	Shields
Acker	Crawford	Haffner	McBride	Sohmer
Andrus	Currier	Harwood	McTernan	Stein
Ballantine	Curtis	Hoag	Miller	Stevens, J. H.
Barton	Decker	Huson	Mitchell	Stevens, N.
Bennett	Dempsey	Johnson, H.C.	Monaghan	Stevens, W. C.
Blanchfield	Deyo	Johnson, I. S.	Nixon	Stranahan
Blumenthal	Dinkelspiel	Jones	O'Connor, J. J.	Sullivan
Boyce	Duffy	Kerrigan	O'Connor, J. K.	Sulzer
Bradford	Endres	Kurth	Pearsall	Towne
Brady	Everett	Lane, H. J.	Peck	Townsend
Bridges	Fitts	Lane, O. F.	Rice	Treadway
Burns, J. I.	Gardenier	Le Roy	Riley	Webster
Bush, R. P.	Gretsinger	Lewis, B. B.	Saunders	Whipple
Connelly	Groat	Lewis, R. J.	Sawmiller	Wissig
Cooney	Guenther	Martin	Sheffer	Speaker
Coons				

For the negative,

Davis

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 497) entitled "An act to amend chapter 36 of the Laws of 1862, entitled 'An act to enable the electors of the town of Johnstown to vote by districts for town officers'" (Rec. No. 271), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting favor in thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	McBride	Sheffer
Acker	Connelly	Guibord	McTernan	Shields
Andrus	Cooney	Haffner	Menninger	Stevens, J. H.
Ballantine	Cornell	Hoag	Mitchell	Stevens, N.
Barton	Courtney	Huson	Monaghan	Stevens, W. C.
Bennett	Davis	Johnson, A.	Nixon	Sewart
Blanchfield	Decker	Johnson, H.C.	Nolan	Stranahan
Blumenthal	Dempsey	Johnson, I. S.	O'Connor, J. J.	Sullivan
Boyce	Deyo	Jones	O'Hare	Sulzer
Brady	Dinkelspiel	Kurth	Pearsall	Towne
Bridges	Endres	Lane, H. J.	Peck	Townsend
Burns, J. I.	Fish	Lane, O. F.	Rhodes	Treadway

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Burns, W. B.	Fitts	Larmon	Rice	Van Vranken
Bush, R. P.	Greene	Lewis, B. B.	Riley	Webster
Byrne	Gretsinger	Lewis, R. J.	Saunders	Whipple
Byrnes	Groat	L'Hommedieu	Schaaff	Wissig
Christie				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 19) entitled "An act to fix the duration of the term of office of the surrogate of the city and county of New York," was read the third time:

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Mitchell	Sawmiller
Acker	Currier	Guibord	Monaghan	Selleck
Ballantine	Curtis	Haffner	Mullaney	Sheffer
Barton	Davis	Harwood	Nixon	Shields
Bennett	Decker	Johnson, A.	Nolan	Stein
Blumenthal	Dempsey	Jones	O'Connor, J. J.	Stevens, J. H.
Boyce	de Peyster	Kelly	O'Hare	Stevens, N.
Bradford	Dinkelspiel	Kerrigan	Page	Stevens, W. C.
Brady	Duffy	Lane, H. J.	Pealer	Stranahan
Bridges	Endres	Lane, O. F.	Pearsall	Sulzer
Burns, J. I.	Everett	Larmon	Peck	Towne
Burns, W. B.	Fish	Le Roy	Rhodes	Townsend
Byrne	Fitts	Lewis, B. B.	Rice	Van Vranken
Byrnes	Gardenier	Martin	Riley	Webster
Christie	Gibbs	McBride	Sage	Whipple
Clarke	Greene	McTernan	Saunders	Wissig
Connelly	Gretsinger	Menninger		

Those who voted in the negative, were

King Weed

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1427) entitled "An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company for unpaid license fees for the years 1887 and 1888," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Martin	Selleck
Acker	Currier	Haffner	Mase	Sheffer
Adams	Curtis	Harwood	McBride	Shields
Andrus	Davis	Henderson	McTernan	Sohmer
Barton	Decker	Hoag	Mitchell	Stevens, J. H.
Bennett	Dempsey	Huson	Monaghan	Stewart
Blanchfield	Deyo	Johnson, A.	Mullaney	Stranahan
Boyce	Dickinson	Johnson, H.C.	O'Connor, J.J.	Towne
Bradford	Dinkelspiel	Jones	O'Hare	Townsend
Brady	Duffy	Kerrigan	Pealer	Treadway
Burns, J. I.	Everett	Kurth	Peck	Webster
Burns, W. B.	Fitts	Lane, H. J.	Rhodes	Weed
Byrne	Gardenier	Lane, O. F.	Riley	Whipple
Byrnes	Greene	Le Roy	Saunders	White
Connelly	Groat	Lewis, B. B.	Sawmiller	Wissig
Cooney	Guenther	L'Hommedieu		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Ballantine, and by unanimous consent, Senate bill No. 583, entitled "An act to provide for the annexation of a portion of the town of Delhi, in the county of Delaware, to the village of Delhi," (Rec. No. 354), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	Mase	Riley
Acker	Courtney	Henderson	McBride	Saunders
Adams	Currier	Hoag	McTernan	Schaaft
Andrus	Curtis	Huson	Menninger	Selleck
Ballantine	Davis	Johnson, A.	Miller	Sheffer
Barton	Decker	Johnson, H.C.	Mitchell	Shields
Bennett	Dempsey	Jones	Monaghan	Stevens, J. H.
Blanchfield	Deyo	Kelly	Mullaney	Stevens, N.
Blumenthal	Dinkelspiel	Kerrigan	Nixon	Stewart
Boyce	Duffy	Kurth	Nolan	Stranahan
Bradford	Endres	Lane, H. J.	O'Connor, J.J.	Sulzer
Brady	Everett	Lane, O. F.	O'Hare	Towne
Bridges	Fish	Larmon	Page	Townsend
Burns, J. I.	Fitts	Le Roy	Pealer	Treadway
Byrne	Groat	Lewis, B. B.	Pearsall	Webster
Byrnes	Guenther	Lewis, R. J.	Peck	Whipple
Clarke	Guibord	L'Hommedieu	Pierson	Wissig
Connelly	Haffner	Martin	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 368) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn'" (Rec. No. 166), having been announced for a third reading,

On motion of Mr. J. J. O'Connor, and by unanimous consent, the same was amended as follows:

Section 1, line 16, strike out the word "two-thirds" and insert and insert the word "majority."

Same section, line 23, strike out the word "two-thirds" and insert the word "majority."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Groat	McTernan	Saunders
Acker	Coons	Guenther	Menninger	Schaaff
Adams	Courtney	Guibord	Mitchell	Selleck
Barton	Currier	Henderson	Monaghan	Sheffer
Bennett	Davis	Hoag	Mullaney	Shields
Blanchfield	Decker	Huson	Nixon	Stevens, J. H.
Boyce	Dempsey	Johnson, A.	Nolan	Stevens, N.
Bradford	de Peyster	Johnson, H. C.	O'Connor, J. J.	Stevens, W. C.
Brady	Dinkelspiel	Johnson, I. S.	O'Connor, J. K.	Stranahan
Bridges	Duffy	Jones	O'Hare	Sullivan
Burns, J. I.	Endres	Kerrigan	Pealer	Towne
Burns, W. B.	Everett	Lane, O. F.	Pearsall	Townsend
Byrne	Fitts	Le Roy	Peck	Treadway
Christie	Gardenier	Lewis, B. B.	Pierson	Weed
Clarke	Greene	Lewis, R. J.	Rice	Wissig
Connelly	Gretsinger	McBride	Sage	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Acker in the chair.

Mr. Fish moved to extend the session.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 1399) entitled "An act to require the collectors of taxes to give receipts for taxes paid to them," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Lewis, R. J.	Rhodes
Acker	Coons	Groat	L'Hommedieu	Riley
Adams	Cornell	Guenther	Mase	Sage
Barton	Crawford	Guibord	McBride	Sawmiller
Bennett	Currier	Harwood	McTernan	Schaaff
Blanchfield	Curtis	Henderson	Menninger	Sheffer
Boyce	Davis	Johnson, H. C.	Mitchell	Shields
Bradford	Decker	Jones	Monaghan	Stevens, N.
Brady	Deyo	Kelly	Mullaney	Stevens, W. C.
Bridges	Dickinson	Kerrigan	Nixon	Stewart
Burns, W. B.	Dinkelspiel	King	Nolan	Sullivan
Byrne	Duffy	Lane, H. J.	O'Connor, J. K.	Sulzer
Byrnes	Everett	Lane, O. F.	O'Hare	Towne
Christie	Fish	Larmon	Pealer	Treadway
Clarke	Gardenier	Le Roy	Peck	Webster
Connelly	Gibbs	Lewis, B. B.		

Those who voted in the negative, were

Johnson, A. Pearsall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 552) entitled "An act to authorize the town of Long Lake, Hamilton county, to raise money for the purpose of providing a town hall and offices for town officers" (Rec. No. 337), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Le Roy	Sage
Acker	Coons	Groat	Lewis, B. B.	Saunders
Adams	Cornell	Guenther	L'Hommedieu	Sawmiller
Barton	Courtney	Guibord	Martin	Selleck
Bennett	Crawford	Haffner	McBride	Sheffer
Blanchfield	Currier	Harwood	McTernan	Shields
Blumenthal	Curtis	Henderson	Menninger	Stein
Boyce	Davis	Huson	Mitchell	Stevens, J. H.
Bradford	Decker	Johnson, A.	Monaghan	Stevens, N.
Brady	Dickinson	Johnson, H. C.	Nixon	Stranahan
Bridges	Dinkelspiel	Jones	O'Connor, J. J.	Towne

Burns, J. I.	Duffy	Kelly	O'Connor, J. K.	Townsend
Byrne	Endres	Kimball	Pealer	Webster
Byrnes	Everett	King	Pearsall	Weed
Christie	Fish	Lane, H. J.	Peck	Willis
Clarke	Fitts	Lane, O. F.	Rice	Wissig
Connolly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 103) entitled "An act for the protection of fish in the waters of Jamaica bay, King and Queens county, N. Y." (Rec. No. 162), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Martin	Schaaff
Acker	Coons	Haffner	McBride	Selleck
Adams	Cornell	Harwood	McTernan	Sheffer
Andrus	Courtney	Henderson	Menninger	Shields
Bennett	Crawford	Hoag	Monaghan	Sohmer
Blanchfield	Currier	Johnson, A.	Mott	Stein
Blumenthal	Davis	Johnson, H. C.	Nixon	Stevens, J. H.
Bradford	Dempsey	Johnson, R. S.	O'Connor, J. J.	Stevens, N.
Brady	Deyo	Jones	O'Connor, J. K.	Stewart
Bridges	Dickinson	Kelly	O'Hare	Stranahan
Burns, J. I.	Duffy	Kerrigan	Pealer	Sulzer
Bush, R. P.	Endres	King	Pearsall	Towne
Byrne	Everett	Lane, H. J.	Rice	Townsend
Byrnes	Fish	Lane, O. F.	Riley	Treadway
Christie	Fitts	Le Roy	Sage	Webster
Clarke	Gretsinger	Lewis, B. B.	Sawmiller	Wissig
Connolly				

Those who voted in the negative, were

Kurth Pierson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 446) entitled "An act to amend chapter 555 of the Laws of 1855, entitled 'An act to amend the act to incorporate the village of Clyde, in the county of Wayne, passed May 2, 1835, the acts amendatory thereof, passed May 14, 1850, and April 14, 1852'" (Rec. No. 178), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirma-

tive, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Groat	McBride	Selleck
Acker	Cornell	Guibord	McTernan	Sheehan
Adams	Courtney	Haffner	Menninger	Sheffer
Andrus	Crawford	Harwood	Miller	Shields
Ballantine	Currier	Henderson	Mitchell	Sohmer
Barton	Curtis	Hoag	Monaghan	Steven, J. H.
Bennett	Davis	Johnson, H. C.	Mott	Stevens, N.
Blanchfield	Decker	Johnson, I. S.	Nixon	Stevens, W. C.
Blumenthal	Dempsey	Jones	Nolan	Stewart
Boyce	Deyo	Kelly	O'Connor, J. J.	Stranahan
Bradford	Dickinson	Kerrigan	O'Connor, J. K.	Sulzer
Brady	Dinkelspiel	King	Pealer	Towne
Bridges	Duffy	Lane, H. J.	Pearsall	Townsend
Burns, J. I.	Endres	Lane, O. F.	Peck	Treadway
Burns, W. B.	Everett	Larmon	Pierson	Webster
Bush, R. P.	Fish	Le Roy	Rhodes	Weed
Byrnes	Fitts	Lewis, B. B.	Sage	White
Christie	Greene	Lewis, R. J.	Saunders	Willis
Clarke	Gretsinger	Mase	Sawmiller	Wissig
Connelly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 447) entitled "An act to amend chapter 193 of the Laws of 1835, entitled 'An act to incorporate the village of Clyde, in the county of Wayne'" (Rec. No. 177), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Greene	Larmon	Sawmiller
Acker	Cornell	Gretsinger	McBride	Schaaff
Adams	Courtney	Groat	McTernan	Selleck
Ballantine	Crawford	Guenther	Menninger	Sheehan
Barton	Currier	Guibord	Miller	Sheffer
Bennett	Curtis	Haffner	Monaghan	Shields
Blanchfield	Davis	Harwood	Nixon	Sohmer
Blumenthal	Decker	Henderson	O'Connor, J. J.	Stevens, N.
Boyce	de Peyster	Hoag	O'Connor, J. K.	Stevens, W. C.

Bradford	Deyo	Huson	O'Hare	Stewart
Brady	Dickinson	Johnson, H. C.	Page	Stranahan
Bridges	Dinkelspiel	Jones	Pearsall	Sulzer
Burns, W. B.	Duffy	Kelly	Peck	Towne
Byrnes	Endres	King	Pierson	Townsend
Christie	Everett	Kurth	Rice	Van Vranken
Clarke	Fitts	Lane, H. J.	Riley	Willis
Connelly	Gardenier	Lane, O. F.	Sage	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 144) entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Harrison Holdridge against the State," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Cooney	Gardenier	Lane, H. J.	Schaaff
Adams	Cornell	Greene	Le Roy	Sheffer
Andrus	Courtney	Gretsinger	Lewis, B. B.	Shields
Barton	Crawford	Guenther	Martin	Sohmer
Bennett	Currier	Guibord	McBride	Stevens, J. H.
Blanchfield	Curtis	Haffner	McTernan	Stevens, N.
Boyce	Davis	Harwood	Menninger	Stevens, W. C.
Bradford	Decker	Henderson	Miller	Stewart
Brady	Dempsey	Hoag	Mitchell	Stranahan
Bridges	Deyo	Huson	Monaghan	Sulzer
Burns, J. I.	Dickinson	Johnson, A.	O'Connor, J. K.	Towne
Burns, W. B.	Dinkelspiel	Johnson, H. C.	Pealer	Townsend
Byrne	Endres	Johnson, I. S.	Rhodes	Whipple
Byrnes	Everett	Kelly	Saunders	Willis
Christie	Fish	King	Sawmiller	Wissig
Connelly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 371) entitled "An act in relation to the employment of Albert H. Chester, Archimedes Russel, Charles B. Brush and Standford White, to perform certain services, and authorizing the Board of Claims to hear, audit and determine the claims of said Albert H. Chester, Archimedes Russel, Charles B. Brush and Standford White, against the State for services under said employment" (Rec. No. 141), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrnes	Gretsinger	Martin	Sawmiller
Acker	Christie	Groat	McTernan	Selleck
Adams	Clarke	Guenther	Menninger	Sheffer
Andrus	Cooney	Guibord	Miller	Shields
Ballantine	Cornell	Harwood	Mitchell	Stevens, J. H.
Barton	Courtney	Henderson	Mullaney	Stevens, N.
Bennett	Crawford	Hoag	Nixon	Stewart
Blanchfield	Currier	Johnson, H.C.	Nolan	Stranahan
Blumenthal	Curtis	Johnson, I. S.	O'Connor, J.J.	Towne
Boyce	Davis	Jones	O'Connor, J.K.	Townsend
Bradford	Dempsey	Kerrigan	Pearsall	Webster
Brady	Deyo	Kimball	Peck	Whipple
Bridges	Dinkelspiel	King	Pierson	White
Burns, J. I.	Fish	Lane, H. J.	Rhodes	Willis
Burns, W. B.	Gardenier	Lane, O. F.	Rice	Wissig
Byrne	Gibbs	Le Roy	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker in the chair.

The Senate bill (No. 332) entitled "An act for the protection and preservation of birds, fish and game in the counties of Ulster, Greene, Dutchess, Putnam, Delaware, Columbia, Chemung and Orange" (Rec. No. 130), having been announced for a third reading,

On motion of Mr. Acker, the same was laid upon the table.

Mr. J. K. O'Connor moved to take from the table the motion to reconsider the vote by which the bill (No. 1525) entitled "An act to regulate the custody and disbursement of elevated railway income percentage special tax receipts in certain cases," was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 71}
{NOES 30}

Those who voted in the affirmative, were

Adams	Cornell	Guenther	L'Hommedieu	Schaaff
Andrus	Courtney	Haffner	Martin	Sheffer
Ballantine	Crawford	Harwood	Menninger	Shields
Barton	Currier	Hitt	Miller	Stevens, J. H.
Bennett	Decker	Huson	Mitchell	Stevens, N.
Blanchfield	Dempsey	Johnson, H.C.	Mott	Stevens, W. C.
Boyce	Dickinson	Jones	Mullaney	Sullivan
Bradford	Duffy	Kelly	Nixon	Towne

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Brady	Endres	Kerrigan	O'Connor, J. J.	Townsend
Byrne	Gardenier	Kimball	O'Connor, J. K.	Treadway
Byrnes	Gibbs	Kurth	O'Hare	Van Vranken
Christie	Greene	Lane, H. J.	Rice	Weed
Clarke	Gretsinger	Larmon	Riley	Willis
Cooney	Groat	Le Roy	Sawmiller	Wissig
Coons				

Those who voted in the negative, were

Abbey	Davis	Hoag	Pierson	Stranahan
Acker.	Deyo	Johnson, A.	Rhodes	Sulzer
Blumenthal	Dinkelspiel	Johnson, I. S.	Sage	Thompson
Bridges	Everett	King	Selleck	Webster
Bush, G. H.	Fish	Lewis, R. J.	Sohmer	Whipple
Connelly	Henderson	Monaghan	Stewart	White

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 68}
{NOES 40}

Those who voted in the affirmative, were

Adams	Coons	Hitt	McBride	Sawmiller
Andrus	Courtney	Huson	McTernan	Schaaff
Ballantine	Crawford	Johnson, H. C.	Menninger	Sheffer
Barton	Currier	Jones	Miller	Shields
Bennett	Decker	Kelly	Mitchell	Stevens, J. H.
Blanchfield	Dickinson	Kerrigan	Mott	Stevens, W. C.
Boyce	Duffy	Kimball	Mullaney	Sullivan
Bradford	Gardenier	Kurth	Nixon	Towne
Brady	Greene	Lane, H. J.	Nolan	Townsend
Byrne	Gretsinger	Larmon	O'Connor, J. J.	Treadway
Byrnes	Groat	Le Roy	O'Connor, J. K.	Weed
Christie	Guenther	L'Hommedieu	Rice	Willis
Clarke	Haffner	Martin	Riley	Wissig
Cooney	Harwood	Mase		

Those who voted in the negative, were

Abbey	Dempsey	Henderson	Monaghan	Sohmer
Acker	de Peyster	Hoag	O'Hare	Stewart
Blumenthal	Deyo	Johnson, A.	Pealer	Stranahan
Bridges	Dinkelspiel	Johnson, I. S.	Pearsall	Sulzer
Burns, W. B.	Endres	Johnson, R. S.	Rhodes	Webster
Bush, G. H.	Everett	King	Sage	Whipple
Connelly	Fish	Lane, O. F.	Selleck	White
Davis	Gibbs	Lewis, R. J.	Sheehan	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1404) entitled "An act to require fire escapes in connection with certain school buildings," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Gretsinger	McTernan	Stevens, J. H.
Acker	Connelly	Groat	Menninger	Stevens, W. C.
Adams	Cooney	Guenther	Miller	Stranahan
Ballantine	Cornell	Guibord	Mitchell	Sullivan
Barton	Courtney	Haffner	Monaghan	Sulzer
Bennett	Crawford	Harwood	Nixon	Towne
Blanchfield	Currier	Henderson	O'Connor, J. J.	Townsend
Blumenthal	Curtis	Hoag	O'Connor, J. K.	Treadway
Boyce	Davis	Johnson, I. S.	Page	Van Vranken
Bradford	Decker	Jones	Rice	Webster
Brady	Dempsey	Kerrigan	Riley	Weed
Bridges	de Peyster	Kimball	Sage	Whipple
Burns, J. I.	Deyo	King	Saunders	White
Burns, W. B.	Dinkelspiel	Lane, H. J.	Sawmiller	Willis
Byrne	Fitts	Lane, O. F.	Selleck	Wissig
Christie	Greene	Martin	Shields	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1400) entitled "An act to establish a ferry from the south shore of Staten Island to the cities of New York and Brooklyn," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cornell	Greene	Lane, O. F.	O'Connor, J. K.
Acker	Courtney	Gretsinger	Larmon	Pealer
Adams	Crawford	Groat	Le Roy	Saunders
Ballantine	Currier	Guenther	Lewis, B. B.	Shields
Barton	Curtis	Guibord	Lewis, R. J.	Stevens, J. H.
Bennett	Davis	Haffner	L'Hommedieu	Stevens, N.
Blanchfield	Decker	Henderson	Martin	Stevens, W. C.
Boyce	Dempsey	Huson	McTernan	Stranahan
Bradford	de Peyster	Johnson, H. C.	Menuinger	Sullivan
Brady	Dickinson	Johnson, I. S.	Miller	Towne
Bridges	Dinkelspiel	Jones	Mitchell	Townsend
Burns, J. I.	Duffy	Kelly	Mott	Webster
Byrne	Endres	Kimball	Mullaney	Whipple

Byrnes	Everett	King	Nixon	Willis
Clarke	Fish	Kurth	O'Connor, J.J.	Wissig
Cooney	Gardenier	Lane, H. J.		

For the negative,
Connelly

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1107) entitled "An act making an appropriation for repairing what is known as the second level and State ditch of the Cayuga and Seneca canal, at Seneca Falls," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative, were

Abbey	Coons	Hitt	Menninger	Sheehan
Acker	Cornell	Hoag	Monaghan	Shields
Adams	Courtney	Johnson, A.	Mott	Stein
Andrus	Currier	Johnson, H.C.	Mullaney	Stevens, J. H.
Barton	Curtis	Johnson, I. S.	Nixon	Stevens, W.C.
Bennett	Decker	Johnson, R.S.	Nolan	Sulzer
Blanchfield	Endres	Jones	O'Connor, J.J.	Townsend
Boyce	Fish	King	O'Connor, J.K.	Treadway
Brady	Gardenier	Lane, H. J.	O'Hare	Webster
Burns, W. B.	Gibbs	Larmon	Peck	Weed
Byrne	Greene	Le Roy	Rice	Whipple
Christie	Guenther	L'Hommedieu	Riley	White
Clarke	Haffner	Martin	Sage	Willis
Connelly	Harwood	Mase	Sawmiller	Wissig
Cooney	Henderson	McTernan	Selleck	

Those who voted in the negative, were

Crawford	Davis	Deyo	Saunders
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 142) entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 70 }
{ NOES 10 }

Those who voted in the affirmative, were

Acker	Courtney	Guibord	McBride	Sheehan
Ballantine	Crawford	Harwood	McTernan	Sheffer

Barton	Currier	Henderson	Menninger	Shields
Bennett	Curtis	Huson	Miller	Stevens, J. H.
Blanchfield	Davis	Johnson, A.	Monaghan	Stevens, N.
Bradford	Dempsey	Johnson, I. S.	O'Connor, J. J.	Stewart
Burns, W. B.	Deyo	Jones	O'Connor, J. K.	Stranahan
Byrne	Duffy	Kelly	O'Hare	Towne
Byrnes	Everett	Kerrigan	Page	Townsend
Christie	Fish	Larmon	Pearsall	Treadway
Clarke	Gardenier	Le Roy	Rice	Van Vranken
Connelly	Greene	Lewis, B. B.	Saunders	Whipple
Cooney	Groat	Lewis, R. J.	Sawmiller	White
Cornell	Guenther	L'Hommedieu	Selleck	Willis

Those who voted in the negative, were

Abbey	Bush, R. P.	Lane, O. F.	Sage	Sulzer
Bridges	Haffner	Mullaney	Sullivan	Webster

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1301) entitled "An act to amend subdivision 6 of section 1031 of the Code of Civil Procedure, relating to exemptions of jurors," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Fitts	Larmon	Sage
Acker	Cooney	Gardenier	Le Roy	Saunders
Adams	Coons	Groat	Lewis, B. B.	Sawmiller
Andrus	Cornell	Guenther	L'Hommedieu	Schaaff
Barton	Courtney	Guibord	Martin	Selleck
Bennett	Currier	Henderson	Mase	Sheffer
Blanchfield	Curtis	Hoag	McBride	Shields
Blumenthal	Davis	Huson	Menninger	Stevens, J. H.
Boyce	Decker	Johnson, A.	Miller	Stevens, N.
Bradford	Dempsey	Johnson, H. C.	Monaghan	Stranahan
Brady	de Peyster	Johnson, I. S.	Mullaney	Sullivan
Bridges	Deyo	Jones	Nolan	Sulzer
Burns, J. I.	Dinkelspiel	Kelly	O'Connor, J. J.	Towne
Bush, R. P.	Duffy	Kerrigan	O'Hare	Townsend
Byrne	Endres	Kimball	Pealer	Whipple
Christie	Everett	Lane, H. J.	Peck	White
Clarke	Fish	Lane, O. F.	Riley	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1405) entitled "An act to amend section 426 of the Penal Code," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Lewis, B. B.	Sheehan
Acker	Cornell	Guerther	Lewis, R. J.	Sheffer
Adams	Courtney	Guibord	L'Hommedieu	Shields
Andrus	Crawford	Haffner	McBride	Sohmer
Barton	Currier	Harwood	McTernan	Stevens, J. H.
Bennett	Curtis	Henderson	Menninger	Stevens, N.
Blanchfield	Davis	Hoag	Monaghan	Stranahan
Boyce	Dempsey	Huson	Mott	Sullivan
Bradford	de Peyster	Johnson, A.	Mullaney	Sulzer
Brady	Deyo	Johnson, H. C.	O'Hare	Thompson
Bridges	Dickinson	Johnson, I. S.	Pealer	Towne
Burns, J. I.	Dinkelspiel	Jones	Pearsall	Townsend
Burns, W. B.	Duffy	Kimball	Peck	Webster
Byrne	Everett	Lane, H. J.	Pierson	Weed
Byrnes	Fish	Lane, O. F.	Sage	Whipple
Christie	Fitts	Larmon	Saunders	White
Clarke	Gardenier	Le Roy	Sawmiller	Willis
Connelly	Gretsinger			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1406) entitled "An act to amend section 56 of the Code of Criminal Procedure," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Acker	Cornell	Guenther	Martin	Sage
Adams	Crawford	Guibord	McBride	Saunders
Barton	Currier	Haffner	McTernan	Selleck
Bennett	Davis	Hoag	Miller	Sheffer
Blanchfield	Decker	Huson	Mitchell	Shields
Blumenthal	Dempsey	Johnson, A.	Monaghan	Stevens, J. H.
Boyce	de Peyster	Jones	Mott	Stevens, N.
Bradford	Deyo	Kelly	Mullaney	Sullivan
Brady	Dickinson	Kerrigan	Nixon	Sulzer
Bridges	Duffy	Kimball	Nolan	Thompson

Burns, J. I.	Endres	Lane, H. J.	O'Connor, J. J.	Towne
Bush, R. P.	Everett	Lane, O. F.	Pealer	Townsend
Byrne	Gardenier	Larmon	Peck	Webster
Byrnes	Greene	Le Roy	Pierson	Whipple
Clarke	Gretsinger	Lewis, B. B.	Rhodes	White
Cooney	Groat	L'Hommedieu	Rice	Willis
Coons				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1407) entitled "An act to amend the Penal Code by adding thereto an additional section to be known as 'section 254a,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 83}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gretsinger	L'Hommedieu	Sage
Acker	Cornell	Groat	Martin	Saunders
Adams	Courtney	Guenther	McBride	Sawmiller
Andrus	Crawford	Guibord	Menninger	Selleck
Barton	Currier	Haffner	Miller	Sheffer
Bennett	Curtis	Huson	Mitchell	Shields
Blanchfield	Davis	Johnson, A.	Mott	Stevens, J. H.
Blumenthal	Decker	Johnson, H. C.	Mullaney	Stevens, N.
Boyce	Dempsey	Johnson, I. S.	Nolan	Stevens, W. C.
Brady	Deyo	Jones	O'Connor, J. J.	Sulzer
Bush, R. P.	Dickinson	Kelly	Pealer	Thompson
Byrne	Dinkelspiel	Kimball	Pearsall	Townsend
Byrnes	Duffy	Lane, H. J.	Peck	Webster
Christie	Everett	Lane, O. F.	Rhodes	Whipple
Clarke	Fish	Larmon	Rice	White
Connelly	Fitts	Le Roy	Riley	Willis
Cooney	Gardenier	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the Senate bill entitled "An act to revise, consolidate and amend the laws relating to the registry of voters except in the cities of New York and Brooklyn" (Rec. No. 126), with a message that they have agreed to the report of the committee of conference thereon."

Ordered, That the Clerk return said bill to the Senate.

The privileges of the floor were extended to Hons. Augustus Hill and Elhu Root.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to amend chapter 365 of the Laws of 1889, entitled 'An act to provide for certain improvements in the Eighth ward in the city of Brooklyn.'" (Rec. No. 219.)

"An act to amend sections 67 and 68 of the Code of Civil Procedure, relative to the removal of attorneys and counselors." (Rec. No. 135.)

"An act to amend chapter 277 of the Laws of 1880, entitled 'An act to amend chapter 217 of the Laws of 1875, entitled 'An act relative to the Farmers' Loan and Trust Company.'" (Rec. No. 258.)

"An act to amend section 2356 of the Code of Civil Procedure, relating to the sale of the real property of infants, lunatics, idiots or habitual drunkards." (Rec. No. 120.)

Ordered, That the Clerk return said bills to the Senate.

Mr. Fish moved that this House do now take a recess for five minutes, and when the House convenes at that time it go into the order of motions and resolutions, for the purpose of taking up and acting on the same.

Mr. Adams moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Adams, and it was determined in the negative.

{AYES 42}
{NOES 67}

Those who voted in the affirmative, were

Acker	Deyo	Huson	Lewis, R. J.	Saunders
Adams	Dinkelspiel	Johnson, A.	L'Hommedieu	Stevens, N.
Andrus	Everett	Johnson, H.C.	Miller	Stevens, W.C.
Ballantine	Fitts	Johnson, I. S.	Mitchell	Stewart
Bennett	Gardenier	Jones	Mott	Stranahan
Bridges	Groat	Kimball	Pearsall	Thompson
Burns, J. I.	Guibord	King	Peck	Weed
Crawford	Hitt	Lewis, B. B.	Pierson	Whipple
Decker	Hoag			

Those who voted in the negative, were

Abbey	Cornell	Henderson	Mullaney	Sheffer
Barton	Courtney	Johnson, R.S.	Nixon	Shields
Blanchfield	Currier	Kelly	Nolan	Sohmer
Blumenthal	Curtis	Kerrigan	O'Connor, J.J.	Stein
Boyce	Dempsey	Lane, O. F.	O'Connor, J.K.	Stevens, J. H.
Burns, W. B.	de Peyster	Larmon	O'Hare	Sullivan
Bush, G. H.	Duffy	Le Roy	Pealer	Sulzer
Bush, R. P.	Endres	Martin	Rice	Towne
Byrne	Fish	Mase	Riley	Townsend
Byrnes	Gibbs	McBride	Sage	Treadway
Clarke	Greene	McTernan	Sawmiller	Van Vranken
Connelly	Guenther	Menninger	Schaaff	Webster
Cooney	Haffner	Monaghan	Sheehan	Wissig
Coons	Harwood			

Mr. Kimball moved a call of the House, and upon that motion called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion for a call of the House, and it was determined in the negative.

{AYES 45}
{NOES 65}

Those who voted in the affirmative, were

Acker	Christie	Guibord	Lewis, B. B.	Saunders
Adams	Crawford	Hoag	Lewis, R. J.	Stevens, N.
Andrus	Decker	Johnson, A.	Miller	Stevens, W. C.
Ballantine	Deyo	Johnson, H.C.	Mitchell	Stewart
Barton	Dinkelspiel	Johnson, I. S.	Mott	Stranahan
Bennett	Everett	Jones	O'Connor, J.K.	Thompson
Bradford	Fitts	Kimball	Pearsall	Weed
Bridges	Gardenier	King	Peck	Whipple
Burns, J. I.	Groat	Lane, H. J.	Pierson	Willis

Those who voted in the negative, were

Abbey	Cornell	Haffner	Menninger	Sheehan
Blanchfield	Courtney	Harwood	Monaghan	Sheffer
Blumenthal	Currier	Henderson	Mullaney	Shields
Boyce	Curtis	Hitt	Nixon	Sohmer
Burns, W. B.	Davis	Huson	Nolan	Stein
Bush, G. H.	Dempsey	Johnson, R.S.	O'Connor, J.J.	Stevens, J. H.
Bush, R. P.	de Peyster	Kelly	O'Hare	Sullivan
Byrne	Duffy	Kurth	Pealer	Sulzer
Byrnes	Endres	Lane, O. F.	Rhodes	Townsend
Clarke	Fish	Martin	Rice	Treadway
Connelly	Gibbs	Mase	Riley	Van Vranken
Cooney	Greene	McBride	Sage	Webster
Coons	Guenther	McTernan	Schaaff	Wissig

Mr. Whipple moved that this House do now adjourn.

Mr. Sheehan raised the point of order that the motion was not in order, as no business had intervened since the same motion was made by Mr. Adams.

Mr. Speaker decided the point of order not well taken.

Mr. Fish called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Whipple, and it was determined in the negative.

{AYES 53}
{NOES 62}

Those who voted in the affirmative, were

Acker	Crawford	Johnson, A.	L'Hommedieu	Stevens, N.
Adams	Decker	Johnson, H.C.	Menninger	Stevens, W. C.
Andrus	Deyo	Johnson, I. S.	Miller	Stewart
Ballantine	Dickinson	Jones	Mitchell	Stranahan
Barton	Dinkelspiel	Kimball	Pearsall	Thompson
Bennett	Everett	King	Peck	Towne
Bradford	Fitts	Lane, H. J.	Pierson	Weed
Brady	Gardenier	Larmon	Rhodes	Whipple
Bridges	Groat	Le Roy	Saunders	White

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Burns, J. I.	Guibord	Lewis, B. B.	Sawmiller	Willis
Christie	Hoag	Lewis, R. J.		

Those who voted in the negative, were

Abbey	Cornell	Harwood	Monaghan	Sheehan
Blanchfield	Courtney	Henderson	Mullaney	Shields
Blumenthal	Currier	Hitt	Nixon	Sohmer
Boyce	Curtis	Huson	Nolan	Stein
Burns, W. B.	Dempsey	Johnson, R.S.	O'Connor, J.J.	Stevens, J. H.
Bush, G. H.	de Peyster	Kelly	O'Connor, J.K.	Sullivan
Bush, R. P.	Duffy	Kerrigan	O'Hare	Sulzer
Byrne	Endres	Lane, O. F.	Pealer	Townsend
Byrnes	Fish	Martin	Rice	Treadway
Clarke	Gibbs	Mase	Riley	Van Vranken
Connelly	Greene	McBride	Sage	Webster
Cooney	Guenther	McTernan	Schaaff	Wissig
Coons	Haffner			

Mr. Andrus moved a call of the House.

Mr. Fish called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Andrus, and it was determined in the negative.

{AYES 51}
{NOES 58}

Those who voted in the affirmative, were

Acker	Crawford	Guibord	Lewis, B. B.	Stevens, N.
Adams	Decker	Hoag	Lewis, R. J.	Stevens, W. C.
Andrus	Deyo	Johnson, A.	L'Hommedieu	Stewart
Ballantine	Dickinson	Johnson, H.C.	Menninger	Stranahan
Barton	Dinkelspiel	Johnson, I.S.	Miller	Thompson
Bennett	Everett	Jones	Mitchell	Towne
Bradford	Fitts	Kimball	O'Connor, J.K.	Weed
Brady	Gardenier	Lane, H. J.	Pierson	Whipple
Bridges	Gretsinger	Larmon	Rhodes	White
Burns, J. I.	Groat	Le Roy	Saunders	Willis
Christie				

Those who voted in negative, were

Abbey	Cornell	Haffner	Monaghan	Shields
Blanchfield	Courtney	Henderson	Mullaney	Sohmer
Blumenthal	Currier	Hitt	Nixon	Stein
Boyce	Curtis	Huson	O'Connor, J.J.	Stevens, J. H.
Bush, G. H.	Dempsey	Johnson, R.S.	O'Hare	Sullivan
Bush, R. P.	de Peyster	Kelly	Pealer	Sulzer
Byrne	Duffy	Kerrigan	Rice	Townsend
Byrnes	Endres	Lane, O. F.	Riley	Treadway
Clarke	Fish	Martin	Sage	Van Vranken
Connelly	Gibbs	Mase	Schaaff	Webster
Cooney	Greene	McBride	Sheehan	Wissig
Coons	Guenther	McTernan		

Mr. Stranahan moved that this House do now adjourn.

Mr. Fish called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Stranahan, and it was determined in the negative.

{AYES 53}
{NOES 61}

Those who voted in the affirmative, were

Acker	Crawford	Hoag	Lewis, R. J.	Stevens, N.
Adams	Decker	Johnson, A.	L'Hommedieu	Stevens, W. C.
Andrus	Deyo	Johnson, H.C.	Menninger	Stewart
Ballantine	Dickinson	Johnson, I.S.	Miller	Stranahan
Barton	Dinkelspiel	Jones	Mitchell	Thompson
Bennett	Everett	Kimball	Pearsall	Towne
Bradford	Fitts	King	Peck	Weed
Brady	Gardenier	Lane, H. J.	Pierson	Whipple
Bridges	Gretsinger	Larmon	Saunders	White
Burns, J. I.	Groat	Le Roy	Selleck	Willis
Christie	Guibord	Lewis, B. B.		

Those who voted in the negative, were

Abbey	Courtney	Harwood	Monaghan	Sheehan
Blanchfield	Currier	Henderson	Mullaney	Shields
Blumenthal	Curtis	Hitt	Nixon	Sohmer
Boyce	Dempsey	Huson	Nolan	Stein
Bush, G. H.	de Peyster	Johnson, R.S.	O'Connor, J.J.	Stevens, J. H.
Bush, R. P.	Duffy	Kelly	O'Connor, J.K.	Sullivan
Byrne	Endres	Kerrigan	O'Hare	Sulzer
Byrnes	Fish	Lane, O. F.	Pealer	Townsend
Clarke	Gibbs	Martin	Rice	Treadway
Connelly	Greene	Mase	Riley	Van Vranken
Cooney	Guenther	McBride	Sage	Webster
Coons	Haffner	McTernan	Schaaff	Wissig
Cornell				

Mr. King moved a call of the House.

Mr. Sheehan called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. King, and it was determined in the negative.

{AYES 51}
{NOES 57}

Those who voted in the affirmative, were

Acker	Decker	Hoag	Lewis, B. B.	Saunders
Adams	Deyo	Johnson, A.	Lewis, R. J.	Selleck
Andrus	Dickinson	Johnson, H.C.	L'Hommedieu	Stevens, N.
Ballantine	Dinkelspiel	Johnson, I. S.	Menninger	Stevens, W. C.
Barton	Everett	Jones	Miller	Stewart
Bennett	Fitts	Kimball	Mitchell	Thompson
Brady	Gardenier	King	Mott	Weed
Bridges	Gretsinger	Lane, H. J.	O'Connor, J.K.	Whipple

Burns, J. I.	Groat	Larmon	Pearsall	White
Christie	Guibord	Le Roy	Peck	Willis
Crawford				

Those who voted in the negative, were

Abbey	Courtney	Henderson	Mullaney	Shields
Blanchfield	Currier	Huson	Nixon	Sohmer
Blumenthal	Curtis	Johnson, R.S.	Nolan	Stein
Boyce	Dempsey	Kelly	O'Connor, J.J.	Stevens, J. H.
Bush, R. P.	de Peyster	Kerrigan	O'Hare	Sullivan
Byrne	Duffy	Lane, O. F.	Pealer	Sulzer
Byrnes	Endres	Martin	Rice	Townsend
Clarke	Fish	Mase	Riley	Treadway
Connelly	Gibbs	McBride	Sage	Van Vranken
Cooney	Greene	McTernan	Schaaff	Webster
Coons	Guenther	Monaghan	Sheehan	Wissig
Cornell	Haffner			

When the name of Mr. Stranahan was called, he stated that he was paired with Mr. G. H. Bush.

Mr. Decker moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 53 }
{ NOES 61 }

Those who voted in the affirmative, were

Acker	Crawford	Hoag	Lewis, R. J.	Sheffer
Adams	Decker	Johnson, A.	L'Hommedieu	Stevens, N.
Andrus	Deyo	Johnson, H. C.	Menninger	Stevens, W. C.
Ballantine	Dickinson	Johnson, I. S.	Miller	Stewart
Barton	Dinkelspiel	Jones	Mitchell	Stranahan
Bennett	Everett	Kimball	Page	Thompson
Bradford	Fitts	King	Peck	Towne
Brady	Gardenier	Lane, H. J.	Rhodes	Weed
Bridges	Gretsinger	Larmon	Saunders	Whipple
Burns, J. I.	Groat	Le Roy	Selleck	Willis
Christie	Guibord	Lewis, B. B.		

Those who voted in the negative, were

Abbey	Cornell	Haffner	McTernan	Schaaff
Blanchfield	Courtney	Harwood	Monaghan	Sheehan
Blumenthal	Currier	Henderson	Mullaney	Shields
Boyce	Curtis	Hitt	Nixon	Sohmer
Burns, W. B.	Dempsey	Huson	Nolan	Stein
Bush, G. H.	de Peyster	Johnson, R.S.	O'Connor, J.J.	Stevens, J. H.
Bush, R. P.	Duffy	Kelly	O'Connor, J.K.	Sullivan
Byrne	Endres	Kerrigan	O'Hare	Sulzer
Byrnes	Fish	Lane, O. F.	Pealer	Townsend
Clarke	Gibbs	Martin	Rice	Treadway
Connelly	Greene	Mase	Riley	Van Vranken
Cooney	Guenther	McBride	Sage	Wissig
Coons				

When the name of Mr. Webster was called, he stated that he was paired with Mr. Pearsall.

Mr. Hoag moved a call of House, and upon that motion called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 55}
{NOES 57}

Those who voted in the affirmative, were

Acker	Decker	Hoag	Lewis, R. J.	Sheffer
Adams	Deyo	Johnson, A.	L'Hommedieu	Stevens, N.
Andrus	Dickinson	Johnson, H. C.	Menninger	Stevens, W. C.
Ballantine	Dinkelspiel	Johnson, I. S.	Miller	Stewart
Barton	Everett	Jones	Mitchell	Stranahan
Bennett	Fitts	Kimball	Mott	Thompson
Brady	Gardenier	King	Page	Towne
Bridges	Gretsinger	Lane, H. J.	Peck	Weed
Burns, J. I.	Groat	Larmon	Pierson	Whipple
Christie	Guibord	Le Roy	Saunders	White
Crawford	Hitt	Lewis, B. B.	Selleck	Willis

Those who voted in the negative, were

Abbey	Cornell	Harwood	Monaghan	Sheehan
Blanchfield	Courtney	Henderson	Mullaney	Shields
Blumenthal	Currier	Huson	Nixon	Sohmer
Boyce	Curtis	Johnson, R. S.	Nolan	Stein
Bush, G. H.	Dempsey	Kelly	O'Connor, J. J.	Stevens, J. H.
Bush, R. P.	de Peyster	Kerrigan	O'Connor, J. K.	Sullivan
Byrne	Duffy	Lane, O. F.	O'Hare	Sulzer
Byrnes	Endres	Martin	Pealer	Townsend
Clarke	Fish	Mase	Rice	Treadway
Connelly	Gibbs	McBride	Riley	Van Vranken
Cooney	Guenther	McTernan	Schaaff	Wissig
Coons	Haffner			

Mr. Deyo moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{AYES 56}
{NOES 60}

Those who voted in the affirmative, were

Acker	Decker	Johnson, A.	L'Hommedieu	Sheffer
Adams	Deyo	Johnson, H. C.	Menninger	Stevens, N.
Andrus	Dickinson	Johnson, I. S.	Miller	Stevens, W. C.
Ballantine	Dinkelspiel	Jones	Mitchell	Stewart
Barton	Everett	Kimball	Mott	Stranahan
Bennett	Fitts	King	Page	Thompson
Bradford	Gardenier	Lane, H. J.	Peck	Towne
Brady	Gretsinger	Larmon	Pierson	Weed

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Bridges	Groat	Le Roy	Rhodes	Whipple
Burns, J. I.	Guibord	Lewis, B. B.	Saunders	White
Christie	Hoag	Lewis, R. J.	Selleck	Willis
Crawford				

Those who voted in the negative, were

Abbey	Cornell	Haffner	McTernan	Sheehan
Blanchfield	Courtney	Harwood	Monaghan	Shields
Blumenthal	Currier	Henderson	Mullaney	Sohmer
Boyce	Curtis	Hitt	Nixon	Stein
Burns, W. B.	Dempsey	Huson	Nolan	Stevens, J. H.
Bush, R. P.	de Peyster	Johnson, R.S.	O'Connor, J.J.	Sullivan
Byrne	Duffy	Kelly	O'Connor, J.K.	Sulzer
Byrnes	Endres	Kerrigan	O'Hare	Townsend
Clarke	Fish	Lane, O. F.	Pealer	Treadway
Connolly	Gibbs	Martin	Rice	Van Vranken
Cooney	Greene	Mase	Riley	Webster
Coons	Guenther	McBride	Schaaff	Wissig

When the name of Mr. G. H. Bush was called, he stated that he was paired with Mr. Pearsall.

The hour of 12 o'clock having arrived, Mr. Speaker declared the House adjourned until 10 o'clock May 8th.

THURSDAY, MAY 8, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

The journal of yesterday was read and approved.

The Senate bill (No. 346) entitled "An act to amend chapter 397 of the Laws of 1889, entitled 'An act to regulate the duties of health officers or other officials in the seizure or destruction of milk'" (Rec. No. 228), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Gardenier	Larmon	Rhodes
Acker	Cornell	Greene	Le Roy	Riley
Adams	Courtney	Groat	Lewis, B. B.	Schaaff
Andrus	Crawford	Guenther	Lewis, R. J.	Sheffer
Ballantine	Currier	Guibord	Martin	Shields
Bennett	Curtis	Haffner	McTernan	Stein
Blanchfield	Decker	Henderson	Menninger	Stevens, J. H.

Blumenthal	Dempsey	Johnson, A.	Miller	Stevens, N.
Boyce	de Peyster	Johnson, H.C.	Mitchell	Sullivan
Bradford	Deyo	Johnson, I. S.	Monaghan	Sulzer
Bridges	Dickinson	Jones	Mott	Townsend
Burns, J. I.	Dinkelspiel	Kelly	Nolan	Van Vranken
Bush, G. H.	Endres	Kimball	O'Connor, J.K.	Webster
Bush, R. P.	Everett	Kurth	Pearsall	White
Byrne	Fish	Lane, H. J.	Peck	Wissig
Cooney	Fitts	Lane, O. F.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Dempsey, and by unanimous consent, the bill (No. 1414) entitled "An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' as amended by chapter 384 of the Laws of 1881," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, R. J.	Saunders
Acker	Cornell	Guibord	L'Hommedieu	Schaaff
Adams	Courtney	Haffner	Martin	Selleck
Andrus	Crawford	Harwood	Menninger	Sheffer
Barton	Currier	Johnson, A.	Mitchell	Shields
Bennett	Decker	Johnson, I. S.	Mott	Sohmer
Blanchfield	Dempsey	Jones	Nixon	Stevens, J. H.
Blumenthal	de Peyster	Kelly	Nolan	Stevens, N.
Boyce	Deyo	Kimball	O'Connor, J.K.	Stevens, W. C.
Bradford	Dickinson	Kurth	O'Hare	Sulzer
Bridges	Dinkelspiel	Lane, H. J.	Pealer	Townsend
Burns, J. I.	Endres	Lane, O. F.	Peck	Webster
Bush, R. P.	Everett	Larmon	Rhodes	Weed
Byrne	Gardenier	Le Roy	Riley	Whipple
Christie	Gibbs	Lewis, B. B.	Sage	Wissig
Connelly	Groat			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Guenther offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 809, entitled "An act to revise the charter of the village of Alden," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 1410) entitled "An act to establish a State printing office, and to create the office of Superintendent of State Printing," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 58 }
{ NOES 33 }

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	McTernan	Sawmiller
Andrus	Connelly	Haffner	Menninger	Schaaff
Ballantine	Cooney	Harwood	Nolan	Sheehan
Blanchfield	Coons	Henderson	O'Connor, J. J.	Shields
Blumenthal	Cornell	Huson	O'Connor, J. K.	Sohmer
Boyce	Courtney	Kelly	O'Hare	Stevens, J. H.
Burns, J. I.	Dempsey	Kerrigan	Pealer	Sullivan
Burns, W. B.	Dinkelspiel	Kurth	Peck	Sulzer
Bush, G. H.	Endres	Lane, O. F.	Rice	Van Vranken
Bush, R. P.	Fish	Le Roy	Riley	Weed
Byrne	Gibbs	Martin	Sage	White
Byrnes	Greene	McBride		

Those who voted in the negative, were

Acker	Dickinson	Johnson, I. S.	Mitchell	Stevens, N.
Bennett	Everett	Jones	Nixon	Stewart
Bridges	Gardenier	Kimball	Page	Stranahan
Crawford	Groat	King	Pearsall	Thompson
Currier	Guibord	Lewis, R. J.	Rhodes	Towne
Curtis	Johnson, A.	L'Hommedieu	Selleck	Whipple
Deyo	Johnson, H. C.	Miller		

Mr. J. K. O'Connor moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate bill (No. 420) entitled "An act making an appropriation for the extension of the north wing of the New York State Reformatory at Elmira, and for the purchase of materials therefor" (Rec. No. 180), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Byrnes	Fitts	Lane, H. J.	Sawmiller
Acker	Christie	Gardenier	Lane, O. F.	Schaaff
Adams	Connelly	Greene	Le Roy	Sheehan
Andrus	Cooney	Gretsinger	Lewis, B. B.	Shields
Ballantine	Cornell	Guenther	Lewis, R. J.	Stevens, J. H.
Barton	Courtney	Haffner	L'Hommedieu	Stevens, N.
Blanchfield	Crawford	Harwood	Martin	Stevens, W. C.
Blumenthal	Currier	Henderson	McBride	Stewart
Boyce	Curtis	Hoag	Menninger	Sullivan
Bradford	Decker	Johnson, H. C.	Miller	Sulzer
Brady	Deyo	Johnson, I. S.	Mitchell	Towne
Bridges	Dickinson	Jones	Monaghan	Townsend
Burns, J. I.	Dinkelspiel	Kelly	Pierson	Weed
Burns, W. B.	Endres	Kerrigan	Rice	White
Bush, R. P.	Everett	Kurth	Sage	Wissig
Byrne	Fish			

Those who voted in the negative, were

Coons Groat

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 284) entitled "An act to amend chapter 609 of the Laws of 1887, entitled 'An act to provide and establish a permanent system of sewerage and drainage in the village of White Plains, and in relation to the construction of said system'" (Rec. No. 224), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gretsinger	McBride	Saunders
Acker	Connelly	Groat	McTernan	Sawmiller
Adams	Cooney	Guibord	Menninger	Schaaff
Andrus	Coons	Harwood	Miller	Selleck
Ballantine	Cornell	Henderson	Mitchell	Sheffer
Barton	Courtney	Johnson, A.	Monaghan	Shields
Bennett	Currier	Johnson, H. C.	Mott	Stevens, J. H.
Blanchfield	Curtis	Jones	Nixon	Stevens, N.
Blumenthal	Davis	Kelly	O'Connor, J. K.	Stevens, W. C.
Boyce	Decker	Kimball	O'Hare	Sulzer
Bradford	Deyo	King	Page	Towne
Brady	Dickinson	Kurth	Pearsall	Townsend

Bridges	Duffy	Lane, H. J.	Peck	Treadway
Burns, J. I.	Endres	Le Roy	Pierson	Van Vranken
Burns, W. B.	Everett	Lewis, B. B.	Rhodes	Weed
Bush, R. P.	Fish	Lewis, R. J.	Rice	Whipple
Byrne	Gardenier	L'Hommedieu	Riley	Wissig
Byrnes	Greene	Martin		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 329) entitled "An act to amend chapter 259 of the Laws of 1867, entitled 'An act to incorporate the village of College Point, in Queens county,' and the acts amendatory thereof" (Rec. No. 223), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Guenther	McBride	Sawmiller,
Acker	Connelly	Guibord	McTernan	Schaaff
Adams	Cooney	Harwood	Menninger	Selleck
Andrus	Cornell	Henderson	Miller	Sheffer
Ballantine	Courtney	Hitt	Mitchell	Shields
Barton	Crawford	Huson	Monaghan	Stevens, J. H.
Bennett	Curtis	Johnson, A.	Mott	Stevens, N.
Blanchfield	Decker	Johnson, I. S.	Nixon	Stevens, W. C.
Blumenthal	Dempsey	Jones	O'Connor, J. J.	Stewart
Boyce	Deyo	Kelly	O'Connor, J. K.	Thompson
Bradford	Dickinson	Kimball	Page	Towne
Brady	Duffy	King	Pealer	Townsend
Bridges	Endres	Kurth	Peck	Treadway
Burns, W. B.	Everett	Lane, H. J.	Pierson	Van Vranken
Bush, G. H.	Fitts	Lane, O. F.	Rhodes	Weed
Bush, R. P.	Greene	Le Roy	Rice	Whipple
Byrne	Gretsinger	Lewis, R. J.	Riley	Willis
Byrnes	Groat	L'Hommedieu		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1416) entitled "An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	Mase	Sawmiller
Acker	Cornell	Harwood	McTernan	Schaaff
Adams	Courtney	Henderson	Menninger	Sheffer
Andrus	Currier	Hoag	Miller	Shields
Ballantine	Curtis	Huson	Mitchell	Stevens, J. H.
Barton	Decker	Johnson, H. C.	Monaghan	Stevens, N.
Blumenthal	Dempsey	Johnson, I. S.	Mott	Stevens, W. C.
Boyce	Deyo	Jones	Mullaney	Stewart
Bradford	Dickinson	Kelly	Nixon	Sulzer
Brady	Dinkelspiel	Kerrigan	O'Connor, J. J.	Thompson
Bridges	Duffy	Kimball	O'Connor, J. K.	Towne
Burns, W. B.	Endres	Kurth	O'Hare	Townsend
Bush, R. P.	Everett	Lane, H. J.	Page	Van Vranken
Byrne	Fitts	Le Roy	Pealer	Webster
Byrnes	Gardenier	Lewis, B. B.	Rhodes	Weed
Christie	Greene	Lewis, R. J.	Rice	Willis
Clarke	Groat	L'Hommedieu	Sage	Wissig
Connelly	Guenther	Martin	Saunders	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1346) entitled "An act to facilitate the settlement of the claims of the State against the Horn Silver Mining Company for taxes on its corporate franchise or business," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 38}
{NOES 49}

Those who voted in the affirmative, were

Abbey	Christie	Gretsinger	Kimball	O'Hare
Andrus	Cornell	Harwood	King	Peck
Barton	Crawford	Hitt	Kurth	Rice
Boyce	Currier	Hoag	Lane, H. J.	Stevens, N.
Bradford	Curtis	Johnson, H. C.	Martin	Stevens, W. C.
Burns, J. I.	Dickinson	Jones	Monaghan	Thompson
Bush, R. P.	Dinkelspiel	Kelly	Mott	Treadway
Byrnes	Gardenier	Kerrigan		

Those who voted in the negative, were

Acker	Deyo	Lewis, R. J.	O'Connor, J. K.	Stewart
Ballantine	Duffy	L'Hommedieu	Pealer	Sullivan
Bennett	Endres	McBride	Pearsall	Sulzer
Blanchfield	Fish	McTernan	Sage	Townsend
Bridges	Gibbs	Menninger	Sawmiller	Van Vranken

Byrne	Guenther	Miller	Schaaff	Webster
Clarke	Haffner	Mitchell	Selleck	Weed
Cooney	Henderson	Mullaney	Sheehan	Whipple
Courtney	Huson	Nolan	Shields	Wissig
Dempsey	Johnson, R. S. O'Connor, J. J. Stevens, J. H.			

Mr. J. I. Burns moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hitt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 1026, entitled "An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery, to further regulate the practice of medicine and surgery, and to amend section two of chapter 647 of the Laws of 1887," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill (No. 1208) entitled "An act to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same as amended by subsequent acts,'" having been announced for a third reading,

On motion of Mr. Courtney, said bill was laid upon the table.

The privileges of the floor were extended to Hons. A. H. Baker, D. P. Hale, Hugh Hughs, C. C. Lodewick, James E. Colter, D. H. McMillen, T. Guilford Smith, Wm. R. Colton, Wm. S. Andrews, John C. Hogeboom, Daniel Bradley, Geo. L. Bradford, Henry A. Barnum and Mr. Hull.

The bill (No. 1111) entitled "An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Byrnes	Groat	Le Roy	Pearsall
Acker	Christie	Guenther	Lewis, R. J.	Peck
Adams	Connolly	Guibord	Martin	Pierson
Andrus	Cooney	Henderson	McBride	Rhodes

Ballantine	Cornell	Hoag	Menninger	Rice
Barton	Currion	Huson	Miller	Sage
Blanchfield	Curtis	Johnson, A.	Monaghan	Saunders
Blumenthal	Decker	Johnson, H.C.	Mott	Schaaff
Boyce	Deyo	Johnson, I. S.	Mullaney	Shields
Bradford	Duffy	Jones	Nixon	Stevens, J. H.
Brady	Endres	Kelly	O'Connor, J.J.	Stewart
Bridges	Everett	Kerrigan	O'Connor, J.K.	Townsend
Burns, J. I.	Fish	Kimball	O'Hare	Van Vranken
Bush, G. H.	Fitts	King	Page	Webster
Bush, R. P.	Gardenier	Kurth	Pealer	Weed
Byrne	Greene	Lane, H. J.		

For the negative,

Coons

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (Rec. No. 227) entitled "An act to release to Catherine McCabe all the right, title and interest of the people of the State of New York in and to certain lands situate in the city of New York and county of New York, of which Matthew Leavy died seized," having been announced for a third reading.

On motion of Mr. Blumenthal, said bill was laid upon the table.

The concurrent resolution (No. 411) entitled "Concurrent resolution proposing an amendment, to the Constitution, prohibiting the manufacture and sale of intoxicating liquors as a beverage, by adding an additional article thereto" (Rec. No. 232), having been announced for a third reading,

Mr. Curtis moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, and the following members responded:

Abbey	Coons	Guibord	Mase	Sawmiller
Acker	Cornell	Haffner	McBride	Schaaff
Adams	Courtney	Harwood	McTernan	Selleck
Andrus	Crawford	Henderson	Menninger	Sheehan
Ballantine	Currier	Hoag	Miller	Sheffer
Barton	Curtis	Huson	Mitchell	Shields
Bennett	Decker	Johnson, A.	Monaghan	Sohmer
Blanchfield	Dempsey	Johnson, H.C.	Mott	Stevens, J. H.
Blumenthal	de Peyster	Johnson, I. S.	Mullaney	Stevens, N.
Boyce	Deyo	Johnson, R.S.	Nixon	Stewart
Bradford	Dickinson	Jones	Nolan	Sullivan
Brady	Dinkelspiel	Kelly	O'Connor, J.J.	Sulzer
Bridges	Duffy	Kerrigan	O'Connor, J.K.	Thompson
Burns, J. I.	Endres	Kimball	O'Hare	Townsend
Burns, W. B.	Everett	King	Pealer	Van Vranken
Bush, G. H.	Fish	Kurth	Pearsall	Webster
Bush, R. P.	Fitts	Lane, H. J.	Peck	Weed
Byrne	Gardenier	Larmon	Pierson	Whipple
Byrnes	Gibbs	Le Roy	Rhodes	White

Christie	Greene	Lewis, B. B.	Rice	Willis
Clarke	Gretsinger	Lewis, R. J.	Riley	Speaker
Connelly	Groat	L'Hommedieu	Sage	
Cooney	Guenther			

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The Sergeant-at-Arms appeared before the bar of the House with Messrs Treadway, Saunders, W. C. Stevens, Stranahan and Towne.

Mr. Curtis moved that they be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Curtis moved that further proceedings under the call be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. K. O'Connor moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said concurrent resolution was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said concurrent resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 66}
{NOES 44}

Those who voted in the affirmative, were

Acker	de Peyster	Johnson, H. C.	Mase	Selleck
Adams	Deyo	Johnson, I. S.	Miller	Sheffer
Andrus	Dickinson	Johnson, R. S.	Mitchell	Stevens, N.
Ballantine	Everett	Jones	Mott	Stevens, W. C.
Barton	Fish	Kimball	Nixon	Stewart
Bennett	Fitts	King	Page	Stranahan
Bradford	Gardenier	Kurth	Pearsall	Thompson
Bridges	Gretsinger	Lane, H. J.	Peck	Towne
Burns, W. B.	Groat	Larmon	Pierson	Treadway
Christie	Guibord	Le Roy	Rhodes	Weed
Crawford	Henderson	Lewis, B. B.	Sage	Whipple
Currier	Hoag	Lewis, R. J.	Saunders	White
Curtis	Johnson A.	L'Hommedieu	Sawmiller	Speaker
Decker				

Those who voted in the negative, were

Abbey	Clarke	Guenther	Monaghan	Sohmer
Blanchfield	Connelly	Haffner	Nolan	Stein
Blumenthal	Cooney	Harwood	O'Connor, J. J.	Stevens, J. H.
Boyce	Coons	Kelly	O'Connor, J. K.	Sullivan
Brady	Cornell	Kerrigan	O'Hare	Sulzer
Bush, G. H.	Dempsey	Martin	Pealer	Townsend
Bush, R. P.	Dinkelspiel	McBride	Schaaff	Van Vranken
Byrne	Duffy	McTernan	Sheehan	Wissig
Byrnes	Endres	Menninger	Shields	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 228) entitled "An act to regulate the sale of intoxicating liquors in the several counties, towns, cities and wards of this State," having been announced for a third reading,

Mr. O'Hare moved to recommit said bill to the committee on excise, with instructions to strike out all after the enacting clause, and insert the following:

SECTION 1. Section 5 of chapter 549 of the Laws passed May 21, 1873, is hereby amended and shall read as follows:

§ 5. Licenses granted as in this act provided shall not authorize any person or persons to expose for sale, or sell, give away or dispose of any strong or spirituous liquors, wines, ale or beer, on any day between the hours of 1 and 5 o'clock in the morning. And all places licensed as aforesaid shall be closed and kept closed between the hours aforesaid, and at all other times when such selling is not authorized by law. And it shall be the duty of every sheriff, constable, policeman and officer of police to enforce the observance of the foregoing provisions. But it shall not be lawful for any sheriff, deputy sheriff, constable, policeman and officer of police, or law, or any agent of any society to enter any such places so licensed to sell any strong or spirituous liquors, wines, ale or beer at any time when such selling is not authorized by law, and solicit or induce any person or persons to expose for sale or sell, give away or dispose of any strong or spirituous liquors, wines, ale or beer. Nothing herein contained shall be construed to prevent hotels from receiving and entertaining travelers at any time subject to the restrictions contained in this act and the act hereby amended.

§ 2. All acts and parts of acts inconsistent or in conflict with this act are hereby repealed.

§ 3. Any person violating this act, upon conviction thereof, shall be deemed guilty of a misdemeanor.

Mr. O'Hare moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Hare, and it was determined in the negative.

{AYES 53}
{NOES 57}

Those who voted in the affirmative, were

Abbey	Connolly	Guenther	Mullaney	Sheehan
Blanchfield	Cooney	Haffner	Nolan	Shields
Blumenthal	Coons	Henderson	O'Connor, J.J.	Sohmer
Boyce	Cornell	Kelly	O'Connor, J.K.	Stein
Brady	Courtney	Kerrigan	O'Hare	Stevens, J. H.
Burns, J. I.	Dempsey	Kurth	Pealer	Sullivan
Bush, G. H.	Dinkelspiel	Martin	Rice	Sulzer
Bush, R. P.	Duffy	McBride	Riley	Townsend
Byrne	Endres	McTernan	Sawmiller	Van Vranken
Byrnes	Gibbs	Meuninger	Schaaff	Wissig
Clarke	Greene	Monaghan		

Those who voted in the negative, were

Acker	Decker	Johnson, R.S.	Mitchell	Stevens, N.
Adams	Deyo	Jones	Mott	Stevens, W. C.
Ballantine	Dickinson	Kimball	Nixon	Stewart
Barton	Everett	King	Page	Stranahan
Bennett	Fish	Lane, H. J.	Pearsall	Thompson
Bradford	Fitts	Larmon	Peck	Towne
Bridges	Gardenier	Le Roy	Pierson	Weed
Burns, W. B.	Groat	Lewis, B. B.	Rhodes	Whipple
Christie	Guibord	Lewis, R. J.	Saunders	White
Crawford	Hoag	L'Hommedieu	Selleck	Willis
Curtis	Johnson, A.	Miller	Sheffer	Speaker
Davis	Johnson, I. S.			

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 53 }
{ NOES 46 }

Those who voted in the affirmative, were

Acker	Davis	Hoag	Miller	Stevens, N.
Adams	Decker	Johnson, A.	Mitchell	Stevens, W. C.
Ballantine	de Peyster	Johnson, I. S.	Nixon	Stewart
Barton	Deyo	Johnson, R.S.	Pearsall	Stranahan
Bennett	Dickinson	Jones	Peck	Thompson
Bradford	Everett	Kimball	Rhodes	Treadway
Bridges	Fish	King	Saunders	Weed
Burns, W. B.	Fitts	Larmon	Selleck	Whipple
Christie	Gardenier	Lewis, B. B.	Sheffer	White
Crawford	Gretsinger	L'Hommedieu	Stevens, J. H.	Speaker
Curtis	Guibord	Mase		

Those who voted in the negative, were

Abbey	Cornell	Haffner	McTernan	Riley
Blanchfield	Courtney	Henderson	Menninger	Schaaff
Blumenthal	Dempsey	Huson	Monaghan	Sheehan
Boyce	Dinkelspiel	Kelly	Nolan	Shields
Brady	Duffy	Kerrigan	O'Connor, J. J.	Sohmer
Bush, R. P.	Endres	Kurth	O'Connor, J. K.	Stein
Byrne	Gibbs	Lane, O. F.	O'Hare	Sulzer
Byrnes	Greene	Martin	Pealer	Townsend
Cooney	Guenther	McBride	Rice	Wissig
Coons				

The bill (No. 1356) entitled "An act to incorporate the New York Zoological and Botanical Gardens, and to provide for the establishment of zoological and botanical gardens in the city of New York," having been announced for a third reading,

On motion of Mr. Hoag, and by unanimous consent, the same was amended as follows:

Section 6, line 7, after the word "aforesaid" insert the words "and the said corporation shall maintain and keep open, free of charge to the public, on Wednesday, Saturday and Sunday of each week, all grounds, gardens and buildings belonging to said corporation."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 55}
{NOES 46}

Those who voted in the affirmative, were

Acker	Currier	Henderson	Mase	Sheffer
Adams	Davis	Hoag	Miller	Stevens, N.
Andrus	Decker	Johnson, A.	Mitchell	Stevens, W. C.
Ballantine	de Peyster	Johnson, H.C.	Mott	Stewart
Barton	Deyo	Johnson, I. S.	Nixon	Stranahan
Bennett	Dickinson	Johnson, R.S.	Page	Thompson
Burns, W. B.	Everett	Jones	Pearsall	Towne
Christie	Fish	Kimball	Pierson	Treadway
Cooney	Gardenier	Le Roy	Rhodes	Van Vranken
Cornell	Greene	Lewis, R. J.	Saunders	Weed
Crawford	Gretsinger	L'Hommedieu	Selleck	Whipple

Those who voted in the negative, were

Abbey	Coons	Haffner	McTernan	Sage
Blumenthal	Courtney	Harwood	Menninger	Sawmiller
Boyce	Curtis	Hitt	Monaghan	Schaaff
Bradford	Dempsey	Huson	Mullaney	Shields
Brady	Dinkelspiel	Kelly	Nolan	Sohmer
Bush, R. P.	Duffy	Kerrigan	O'Connor, J.J.	Stevens, J. H.
Byrne	Endres	King	O'Connor, J.K.	Sullivan
Byrnes	Fitts	Lane, O. F.	Pealer	Willis
Clarke	Groat	McBride	Peck	Wissig
Connelly				

Mr. Hoag moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, the following entitled Assembly bills, with a message that they have concurred in the passage of the same:

"An act to revise the charter of the village of Alden." (No. 809.)

"An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery; to further regulate the practice of medicine and surgery, and to amend section 2 of chapter 647 of the Laws of 1887." (No. 1026.)

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Van Vranken, speaking to a question of privilege, said:

Mr. Speaker, it is a very unpleasant duty to rise upon the floor of this House and announce that an outrage has been committed upon the dignity of this body. Several months ago, at the beginning of this session, a bill was introduced, No. 1453, by the gentleman from Westchester, Mr. Rhodes. That bill has changed its complexion from time to time. When the bill was up for final passage in this House, I moved an amendment, and opposed the bill on the floor. The amendment not having been accepted, I went before the Senate committee, and the amendment which I proposed was adopted and incorporated in that bill as the eleventh section. The bill was reported as a message from the Senate yesterday, and the journal bears me out in the statement that the eleventh and thirteenth sections were in that bill. The bill was recommitted to the Assembly bank committee, and last evening was reported by the committee and in favor of concurring in the Senate amendments thereto. The House moved to concur in the Senate amendments, and the vote was carried. The bill as it was in the Clerk's hands, I am informed, at that time contained only the twelfth section. The eleventh section, which I drew, having been stricken out entirely. The twelfth section made the eleventh, and the thirteenth made the twelfth. Being somewhat attracted by the many phases that the bill had taken, I followed it in the engrossing room, and found that error. The journal bears me out that an error has occurred. I move to reconsider the vote by which the report of the committee was agreed to, and amend it so that it will agree with the message from the Senate.

MR. RHODES.—I wish to say, if any discrepancy has occurred between the records of either House on this bill, of course I want it corrected. The bill was referred to the committee on banks yesterday afternoon on the objection of Mr. R. J. Lewis. We met after the session for about fifteen minutes in the Speaker's room, and agreed to concur with the Senate amendments. I read them through quite carefully, and I did not see anything wrong with the bill. If anything has happened to the bill, it has been without our knowledge or our consent.

On motion of Mr. Andrus, and by unanimous consent, Senate bill (Rec. No. 425) entitled "An act to legalize and confirm the proceedings of the board of park commissioners of the city of Buffalo in ordering and contracting for paving the circle and parts of streets approaching the same, and of the common council of said city in ordering an assessment therefor," having been announced for a third reading,

On motion of Mr. Andrus, said bill was laid upon the table.

The Senate bill (No. 237) entitled "An act to provide for the improvement of the bridle paths in the Central park of the city of New York" (Rec. No. 377), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 91}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Lewis, B. B.	Rice
Acker	Cornell	Groat	L'Hommedieu	Saunders
Adams	Courtney	Guenther	Martin	Schaaff
Andrus	Crawford	Guibord	Mase	Sheehan
Barton	Currier	Haffner	McBride	Shields
Bennett	Curtis	Harwood	McTernan	Stevens, N.
Blanchfield	Davis	Henderson	Menninger	Stewart
Blumenthal	Decker	Hitt	Miller	Stranahan
Boyce	Dempsey	Huson	Mitchell	Sullivan
Bradford	Deyo	Johnson, A.	Monaghan	Thompson
Brady	Dickinson	Jones	Mott	Towne
Bridges	Dinkelspiel	Kelly	Mullaney	Townsend
Burns, J. I.	Duffy	Kerrigan	Nixon	Treadway
Burns, W. B.	Endres	Kimball	Nolan	Webster
Bush, R. P.	Fitts	Kurth	O'Connor, J. J.	Weed
Byrne	Gardenier	Lane, H. J.	Pealer	Whipple
Byrnes	Gibbs	Lane, O. F.	Peck	Willis
Christie	Greene	Le Roy	Pierson	Wissig
Connelly				

For the negative,

Sulzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (Rec. No. 459) entitled "An act to amend section 10 of chapter 17 of the Laws of 1853, entitled 'An act to authorize the formation of corporations for the erection of buildings,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Lewis, B. B.	Sheehan
Acker	Cooney	Groat	L'Hommedieu	Sheffer
Adams	Cornell	Guenther	McBride	Shields
Andrus	Courtney	Guibord	Menninger	Stevens, J. H.
Barton	Crawford	Johnson, A.	Miller	Stevens, N.
Bennett	Currier	Johnson, H. C.	Mitchell	Stevens, W. C.
Blanchfield	Curtis	Johnson, I. S.	Mott	Sullivan
Blumenthal	Davis	Jones	Nixon	Thompson
Boyce	Decker	Kelly	O'Connor, J. K.	Towne
Bradford	Dempsey	Kerrigan	O'Hare	Townsend
Brady	Deyo	Kimball	Peck	Treadway

Burns, W. B.	Dickinson	Kurth	Riley	Weed
Bush, R. P.	Dinkelspiel	Lane, H. J.	Saunders	Whipple
Byrnes	Endres	Larmon	Sawmiller	Willis
Christie	Fitts	Le Roy	Selleck	Wissig
Clarke	Gardenier			

Those who voted in the negative, were

Mullaney Sulzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 463) entitled "An act making a reappropriation of money for deepening and enlarging the sewer under the Erie canal, in the city of Rochester, known as the Lyell and Saxton street sewer" (Rec. No. 262), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Gretsinger	L'Hommedieu	Rice
Andrus	Crawford	Guenther	McBride	Riley
Ballantine	Curtis	Guibord	McTernan	Sage
Barton	Davis	Haffner	Menninger	Saunders
Bennett	Decker	Harwood	Miller	Sawmiller
Blanchfield	Dempsey	Johnson, A.	Mitchell	Selleck
Boyce	de Peyster	Johnson, H.C.	Monaghan	Shields
Bradford	Deyo	Johnson, I. S.	Mullaney	Stevens, J. H.
Brady	Dinkelspiel	Jones	Nixon	Stevens, N.
Burns, W. B.	Endres	Kelly	Nolan	Stranahan
Bush, R. P.	Everett	Kerrigan	O'Connor, J. J.	Thompson
Byrne	Fish	Kimball	O'Connor, J. K.	Townsend
Byrnes	Fitts	Kurth	Page	Treadway
Christie	Gardenier	Lane, H. J.	Pealer	Webster
Clarke	Gibbs	Le Roy	Pierson	Weed
Cooney	Greene	Lewis, B. B.	Rhodes	Whipple
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 385) entitled "An act reappropriating money for certain expenses of the St. Lawrence State Hospital," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 3 }

Those who voted in the affirmative, were

Abbey	Courtney	Guibord	Mase	Saunders
Acker	Crawford	Johnson, A.	McBride	Sawmiller
Ballantine	Currier	Johnson, H.C.	McTernan	Sheehan
Bennett	Curtis	Johnson, I. S.	Menninger	Shields
Blanchfield	Davis	Johnson, R.S.	Miller	Stein
Boyce	de Peyster	Jones	Mitchell	Stevens, N.
Bradford	Dinkelspiel	Kerrigan	Monaghan	Thompson
Brady	Everett	Kimball	Nixon	Townsend
Burns, J. I.	Fish	Kurth	Nolan	Treadway
Bush, R. P.	Fitts	Lane, H. J.	O'Connor, J.K.	Webster
Byrne	Gardenier	Le Roy	Pearsall	Weed
Byrnes	Gibbs	Lewis, B. B.	Pierson	Whipple
Christie	Greene	Lewis, R. J.	Rhodes	White
Clarke	Gretsinger	L'Hommedieu	Riley	Wissig
Cooney	Guenther	Martin	Sage	Speaker
Cornell				

Those who voted in the negative, were

Rice	Sheffer	Stewart
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 384) entitled "An act directing the printing and binding of 5,000 extra copies of the testimony taken before the committee of the Senate on general laws in 1890, in their investigation of electrical affairs in the State of New York, and the report of the committee thereon," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Guenther	Martin	Selleck
Acker	Cooney	Guibord	Mase	Sheffer
Andrus	Cornell	Haffner	McBride	Stevens, J. H.
Ballantine	Courtney	Harwood	Miller	Stevens, N.
Barton	Crawford	Henderson	Mitchell	Stevens, W. C.
Bennett	Currier	Johnson, H.C.	Monaghan	Stewart
Blanchfield	Curtis	Johnson, I. S.	Nixon	Stranahan
Boyce	Davis	Jones	Nolan	Sullivan
Bradford	Decker	Kelly	O'Connor, J.K.	Towne
Brady	Dinkelspiel	Kerrigan	O'Hare	Townsend
Bridges	Endres	Kimball	Page	Van Vranken
Burns, J. I.	Everett	Kurth	Peck	Webster

Bush, R. P.	Fish	Lane, H. J.	Pierson	Weed
Byrne	Fitts	Le Roy	Rice	White
Byrnes	Gardenier	Lewis, B. B.	Riley	Willis
Christie	Gretsinger	Lewis, R. J.	Sage	Wissig
Clarke	Groat	L'Hommedieu	Saunders	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 193) entitled "An act to legalize certain proceedings of the common council and officers of the city of Buffalo" (Rec. No. 81), having been announced for a third reading,

On motion of Mr. Andrus, said bill was laid upon the table.

The bill (No. 1370) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Larmon	Pierson
Acker	Courtney	Groat	LeRoy	Rice
Andrus	Crawford	Guenther	Lewis, R. J.	Riley
Ballantine	Currier	Guibord	L'Hommedieu	Saunders
Barton	Curtis	Haffner	Martin	Schaaff
Bennett	Davis	Harwood	McTernan	Selleck
Blanchfield	Decker	Huson	Menninger	Shields
Boyce	Dempsey	Johnson, A.	Miller	Stevens, J. H.
Bradford	Deyo	Johnson, H.C.	Mitchell	Sulzer
Brady	Duffy	Johnson, I. S.	Monaghan	Towne
Bridges	Endres	Johnson, R.S.	Mott	Treadway
Bush, R. P.	Everett	Kerrigan	Nixon	Webster
Byrne	Fish	Kimball	Nolan	Whipple
Byrnes	Fitts	Kurth	O'Hare	Willis
Clarke	Gardenier	Lane, H. J.	Pealer	Wissig
Cooney	Gibbs	Lane, O. F.	Pearsall	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Pursuant to notice previously given, Mr. Pierson moved to suspend Rule 49, for the purpose of reading the third time Senate bill No. 580, entitled "An act to reappropriate certain unexpended balances of appropriations heretofore made for the opening of the channel or canal between the waters of Shinnecock bay and Peconic bay in the county of Suffolk." (Rec. No. 379.)

Mr. Speaker put the question whether the House would agree to said motion to suspend Rule 49, and it was determined in the affirmative.

{ AYES 71 }
{ NOES 11 }

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	L'Hommedieu	Saunders
Acker	Cornell	Groat	Mase	Selleck
Adams	Crawford	Guibord	McBride	Sheffer
Andrus	Curtis	Haffner	McTernan	Shields
Ballantine	Decker	Harwood	Menninger	Stevens, W. C.
Blanchfield	de Peyster	Johnson, A.	Miller	Stewart
Boyce	Deyo	Johnson, H.C.	O'Connor, J.K.	Thompson
Bradford	Dinkelspiel	Johnson, R.S.	O'Hare	Towne
Brady	Duffy	Jones	Page	Townsend
Bridges	Endres	Kimball	Pearsall	Webster
Burns, J. I.	Everett	Kurth	Peck	Whipple
Bush, R. P.	Fitts	Larmon	Pierson	Willis
Byrne	Gardenier	Lewis, B. B.	Rhodes	Wissig
Christie	Greene	Lewis, R. J.	Rice	Speaker
Clarke				

Those who voted in the negative, were

Cooney	Gibbs	Johnson, I. S.	Monaghan	O'Connor, J.J.
Coons	Huson	Lane, O. F.	Mullaney	Sulzer
Fish				

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 6 }

Those who voted in the affirmative, were

Acker	Connelly	Groat	McBride	Selleck
Adams	Cornell	Guibord	Menninger	Sheffer
Andrus	Courtney	Hitt	Miller	Shields
Ballantine	Crawford	Hoag	Monaghan	Sohmer
Barton	Currier	Johnson, A.	Nixon	Stevens, W. C.
Bennett	Curtis	Johnson, H.C.	O'Connor, J.J.	Stewart
Blanchfield	Davis	Johnson, I. S.	O'Connor, J.K.	Stranahan
Boyce	Decker	Johnson, R. S.	O'Hare	Thompson
Brady	de Peyster	Jones	Page	Towne
Bridges	Deyo	Kerrigan	Pearsall	Townsend
Burns, J. I.	Dinkelspiel	Kimball	Pierson	Treadway
Burns, W. B.	Duffy	Lane, H. J.	Rhodes	Webster
Bush, R. P.	Endres	Larmon	Rice	Whipple
Byrne	Everett	Le Roy	Saunders	White
Byrnes	Fitts	Lewis, B. B.	Sawmiller	Willis
Christie	Gardenier	L'Hommedieu	Schaaff	Speaker
Clarke	Gretsinger	Martin		

Those who voted in the negative, were

Blumenthal	Fish	Huson	Mullaney	Sheehan
Coons				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

MR. SPEAKER.—The Chair announces, with great sorrow, the death of one of our little page boys, little Eddie Drum, who was here with us only a few days since, and who was very popular and a great favorite with every member of the House. During the two years that this little boy has served here, he has won the confidence and esteem, not only of the members of this House and of the last House, but of all the officers of the House, the correspondents, and all who have been here. The Chair desires to place on record his appreciation of the little fellow; he seemed to him almost like a child of his own.

Mr. Whipple offered the following resolution:

Whereas, This House is saddened by the untimely death of Eddie Drum, one of the pages of the Assembly; and

Whereas, His smiling face and gentle nature have made him a favorite with all of us; therefore,

Resolved, That we deplore the loss of this young life, and extend to the afflicted parents our sincere sympathy.

Said resolution was unanimously adopted.

On motion of Mr. O'Hare, and by unanimous consent, Senate bill No. 432, entitled "An act to amend section 2 of chapter 598 of the Laws of 1881, entitled 'An act to incorporate the New York Building and Improvement Company'" (Rec. No. 265), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Coons	Harwood	L'Homedieu	Sage
Acker	Cornell	Henderson	Mase	Saunders
Adams	Crawford	Johnson, A.	McBride	Schaaff
Ballantine	Davis	Johnson, H.C.	McTernan	Sheehan
Barton	Decker	Johnson, I. S.	Menninger	Sheffer
Bennett	Dempsey	Johnson, R.S.	Mitchell	Shields
Blanchfield	Deyo	Jones	Monaghan	Sohmer
Blumenthal	Dinkelspiel	Kelly	Mott	Stein
Bradford	Duffy	Kerrigan	Nixon	Stevens, W. C.
Brady	Endres	Kimball	Nolan	Sulzer
Burns, J. I.	Everett	King	O'Connor, J.J.	Townsend
Bush, G. H.	Fish	Kurth	O'Connor, J.K.	Treadway
Bush, R. P.	Fitts	Lane, H. J.	O'Hare	Webster
Byrne	Gardenier	Lane, O. F.	Peck	Whipple
Christie	Gibbs	Larmon	Rhodes	Willis
Clarke	Guenther	Le Roy	Rice	Wissig
Connelly	Guibord	Lewis, B. B.	Riley	Speaker
Cooney	Haffner	Lewis, R. J.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Larmon, and by unanimous consent, the bill (No. 1535) entitled "An act making an appropriation for the compensation of the clerk in the treasurer's office in paying persons employed in the construction of the New Capitol," was placed on the order of third reading and to be read at 2 o'clock, P. M., to-day.

On motion of Mr. J. K. O'Connor, and by unanimous consent, Senate bill No. 594, entitled "An act to amend chapter 18 of the Laws of 1862, entitled 'An act to revise the charter of the city of Utica,' as amended by chapter 371 of the Laws of 1876, chapter 358 of the Laws of 1882, and chapter 426 of the Laws of 1887" (Rec. No. 456), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrne	Gretsing	Larmon	Stevens, J. H.
Acker	Byrnes	Groat	Le Roy	Stevens, W. C.
Adams	Christie	Guenther	Lewis, B. B.	Stewart
Andrus	Clarke	Guibord	Martin	Stranahan
Ballantine	Coons	Haffner	McBride	Sullivan
Barton	Cornell	Harwood	Nolan	Sulzer
Bennett	Crawford	Henderson	O'Connor, J. J.	Thompson
Blanchfield	Currier	Hoag	O'Connor, J. K.	Towne
Blumenthal	Dempsey	Johnson, I. S.	O'Hare	Townsend
Boyce	de Peyster	Johnson, R. S.	Pealer	Treadway
Bradford	Deyo	Jones	Sage	Webster
Brady	Dinkelspiel	Kerrigan	Saunders	Weed
Bridges	Endres	Kimball	Sawmiller	Whipple
Burns, J. I.	Fitts	King	Sheffer	White
Bush, G. H.	Gardenier	Lane, H. J.	Shields	Willis
Bush, R. P.	Gibbs	Lane, O. F.	Stein	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Andrus, and by unanimous consent, the bill (No. 1437) entitled "An act to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose," was placed on the order of third reading, and to be read at 8 o'clock to-night.

Mr. Peck, from the committee on revision, to which was referred the bill entitled "An act making an appropriation for the compensation of the clerk in the treasurer's office in paying persons

employed in the construction of the New Capitol" (No. 1535), reported the same without recommendation.

Ordered, That said bill be engrossed for a third reading.

The Senate returned the bill entitled "An act to amend chapter 419 of the Laws of 1888, entitled 'An act to extend the time for presenting certain claims for damages resulting from the construction of the new aqueduct authorized by chapter 490 of the Laws of 1883, entitled An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water'" (Int. No. 1168), with a message that they have concurred in the passage of the same, with the following amendment:

Page 2, line 6, engrossed bill, strike out the word "ninety-one" and insert the word "ninety-two."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Connelly	Gibbs	Kimball	O'Hare
Andrus	Cooney	Greene	Kurth	Pierson
Ballantine	Cornell	Gretsinger	Lane, H. J.	Riley
Barton	Courtney	Groat	Lane, O. F.	Saunders
Bennett	Currier	Guenther	Larmon	Schaaff
Blanchfield	Curtis	Guibord	Le Roy	Shields
Boyce	Decker	Haffner	Lewis, B. B.	Stein
Bradford	Dempsey	Harwood	L'Hommedieu	Stewart
Bridges	de Peyster	Hoag	Martin	Townsend
Burns, J. I.	Deyo	Johnson, A.	McBride	Weed
Burns, W. B.	Dinkelspiel	Johnson, H. C.	Menninger	Whipple
Bush, G. H.	Endres	Johnson, I. S.	Miller	White
Bush, R. P.	Everett	Johnson, R. S.	Mitchell	Willis
Byrne	Fish	Jones	Mott	Wissig
Byrnes	Fitts	Kelly	Nolan	Speaker
Clarke	Gardenier	Kerrigan	O'Connor, J. J.	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

On motion of Mr. Gardenier, and by unanimous consent, Senate bill No. 564, entitled "An act to amend section 48 of the Penal Code, in relation to public officers" (Rec. No. 355), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Courtney	Hoag	L'Hommedieu	Sohmer
Acker	Currier	Huson	McBride	Stein
Adams	Davis	Johnson, A.	Menninger	Stevens, J. H.
Ballantine	Decker	Johnson, H.C.	Mitchell	Stevens, N.
Barton	Dempsey	Johnson, I. S.	Monaghan	Stevens, W. C.
Bennett	Deyo	Johnson, R.S.	Mott	Stewart
Blumenthal	Dickinson	Jones	O'Connor, J.J.	Stranahan
Boyce	Dinkelspiel	Kelly	O'Hare	Sulzer
Bradford	Endres	Kerrigan	Pealer	Towne
Bridges	Everett	Kimball	Pearsall	Townsend
Burns, J. I.	Gardenier	King	Rhodes	Treadway
Burns, W. B.	Gibbs	Lane, H. J.	Riley	Van Vranken
Bush, G. H.	Greene	Lane, O. F.	Sage	Weed
Bush, R. P.	Groat	Larmon	Saunders	White
Christie	Guenther	Le Roy	Schaaff	Willis
Connelly	Guibord	Lewis, B. B.	Sheehan	Wissig
Cornell	Haffner	Lewis, R. J.	Sheffer	

Those who voted in the negative, were

Mullaney Sullivan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Pursuant to notice previously given, Mr. Guibord moved to suspend Rules 3 and 49, for the purpose of reading out of its order the third time the bill (No. 1339) entitled "An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 92}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guibord	Lewis, R. J.	Sawmiller
Acker	Courtney	Haffner	L'Hommedieu	Selleck
Adams	Crawford	Henderson	Martin	Sheehan
Andrus	Currier	Huson	McBride	Sheffer
Ballantine	Curtis	Johnson, A.	McTernan	Shields
Barton	Davis	Johnson, H.C.	Miller	Sohmer
Bennett	Decker	Johnson, I. S.	Mitchell	Stevens, J. H.
Blanchfield	Dempsey	Johnson, R. S.	Monaghan	Stevens, N.

Blumenthal	de Peyster	Jones	Mott	Stevens, W.C.
Boyce	Deyo	Kelly	Nixon	Stewart
Bradford	Dickinson	Kerrigan	Nolan	Thompson
Burns, J. I.	Everett	Kimball	O'Connor, J.J.	Towne
Burns, W. B.	Fish	King	O'Connor, J.K.	Townsend
Bush, G. H.	Fitts	Lane, H. J.	Pealer	Treadway
Bush, R. P.	Gardenier	Lane, O. F.	Pearsall	Webster
Byrne	Gibbs	Larmon	Peck	Weed
Christie	Gretsinger	Le Roy	Sage	Whipple
Connelly	Groat	Lewis, B. B.	Saunders	White
Cooney	Guenther			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to create a commission to inquire into the expediency of consolidating the various municipalities in the State of New York occupying the several islands in the harbor of New York" (No. 930), with a message that they have concurred in the passage of the same as amended, with the following further amendments:

Line 1, after the word "Governor" insert the words "by and with the advice and consent of the Senate, and not otherwise."

Line 16, after the word "Governor" insert the words "by and with the advice and consent of the Senate, and not otherwise."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 00}

Those who voted in the affirmative, were.

Abbey	Courtney	Gretsinger	Le Roy	Saunders
Acker	Crawford	Groat	Lewis, R. J.	Sheffer
Adams	Currier	Guenther	L'Hommedieu	Stevens, J. H.
Andrus	Curtis	Guibord	Martin	Stevens, N.
Ballantine	Decker	Haffner	Menninger	Stevens, W. C.
Barton	Dempsey	Harwood	Miller	Stewart
Bennett	de Peyster	Henderson	Mitchell	Stranahan
Blanchfield	Deyo	Johnson A.	Nixon	Sulzer
Blumenthal	Dickinson	Johnson, H. C.	Nolan	Towne
Boyce	Dinkelspiel	Johnson, I. S.	O'Connor, J. J.	Townsend
Bradford	Duffy	Jones	O'Connor, J. K.	Treadway
Brady	Endres	Kelly	Page	Van Vranken
Bush, R. P.	Everett	Kerrigan	Peck	Webster
Byrne	Fish	King	Pierson	Weed
Clarke	Gardenier	Lane, H. J.	Rhodes	Wissig
Cooney	Gibbs	Larmon	Rice	Speaker
Cornell	Greene			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their further amendments.

The Senate returned the bill entitled "An act to amend section 2338 of the Code of Civil Procedure, relating to the compensation of the committee for a lunatic, idiot or habitual drunkard" (No. 757), with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 8, engrossed bill, after the word "court," first occurring, insert the word "or."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	Le Roy	Sage
Acker	Courtney	Groat	Lewis, B. B.	Saunders
Adams	Crawford	Guenther	Lewis, R. J.	Schaaaff
Ballantine	Currier	Haffner	L'Hommedieu	Sheffer
Bennett	Curtis	Harwood	McBride	Shields
Blanchfield	Davis	Johnson, A.	McTernan	Stevens, J. H.
Blumenthal	Decker	Johnson, H. C.	Miller	Stevens, N.
Boyce	Dempsey	Johnson, I. S.	Nixon	Stevens, W. C.
Bradford	de Peyster	Johnson, R. S.	O'Connor, J. J.	Stewart
Brady	Deyo	Jones	O'Connor, J. K.	Sulzer
Bush, R. P.	Dinkelspiel	Kelly	Page	Towne
Byrne	Endres	Kerrigan	Pealer	Townsend
Byrnes	Everett	King	Peck	Treadway
Christie	Fish	Lane, H. J.	Rhodes	Webster
Clarke	Gardenier	Lane, O. F.	Rice	Weed
Cooney	Greene	Larmon	Riley	Wissig
Coons				

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in their amendments.

A message from the Senate was received and read in the words following:

IN SENATE, *May 7, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 244, entitled "An act making an appropriation for continuing the work of the Commissioners of Statutory Revision." (Rec. No. 100.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Sloan, and by unanimous consent, the same was amended as follows:

Section 1, lines 9 and 10, strike out the words "for the year eighteen hundred and ninety-one."

Add as section 2 the following:

"§ 2. This act shall take effect immediately."

Said bill, as amended, was passed, re-engrossed, and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 90}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	McBride	Sawmiller
Acker	Cornell	Harwood	McTernan	Schaaff
Adams	Courtney	Hoag	Menninger	Sheehan
Andrus	Crawford	Johnson, A.	Miller	Sheffer
Ballantine	Currier	Johnson, H.C.	Mitchell	Shields
Barton	Curtis	Johnson, I. S.	Nixon	Stevens, J. H.
Bennett	Davis	Jones	Nolan	Stevens, N.
Blanchfield	Decker	Kelly	O'Connor, J.J.	Stevens, W. C.
Boyce	de Peyster	Kerrigan	O'Connor, J.K.	Stewart
Bradford	Deyo	Kimball	Page	Sullivan
Brady	Dickinson	King	Pealer	Towne
Burns, J. I.	Dinkelspiel	Kurth	Pearsall	Townsend
Bush, R. P.	Duffy	Lane, H. J.	Pierson	Treadway
Byrne	Everett	Lane, O. F.	Rhodes	Webster
Byrnes	Greene	Le Roy	Rice	Weed
Christie	Gretsinger	Lewis, R. J.	Riley	Whipple
Clarke	Groat	L'Hommedieu	Sage	White
Connelly	Guenther	Martin	Saunders	Wissig

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Guenther	Lewis, R. J.	Sawmiller
Acker	Courtney	Guibord	Martin	Schaaff
Adams	Crawford	Haffner	McTernan	Sheehan
Andrus	Currier	Harwood	Menninger	Sheffer
Ballantine	Curtis	Johnson, A.	Miller	Shields
Barton	Decker	Johnson, H.C.	Mitchell	Stevens, J. H.
Bennett	Dempsey	Johnson, I. S.	Nixon	Stevens, N.
Blanchfield	de Peyster	Jones	Nolan	Stevens, W. C.
Boyce	Dickinson	Kerrigan	O'Connor, J.K.	Stewart
Bradford	Dinkelspiel	Kimball	Page	Towne
Brady	Duffy	King	Pealer	Townsend

Bush, R. P.	Endres	Kurth	Pearsall	Treadway
Byrne	Fish	Lane, H. J.	Peck	Webster
Christie	Gardenier	Lane, O. F.	Pierson	Weed
Connelly	Gretsinger	Larmon	Rhodes	Whipple
Cooney	Groat	Le Roy	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Senate was received and read, in the words following:

IN SENATE, *May 7, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (Int. No. 481) entitled "An act to legalize and validate the execution of a certain conveyance made by the village of Savannah, in the county of Wayne." (Rec. No. 133.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Saxton, and by unanimous consent, the same was amended as follows:

(Reference to the engrossed bill.)

Section 1, line 8, strike out from and including the words "is hereby" to and including the words "at the time of the" in line 12, and insert in place thereof the words "shall be as valid and of the same force and effect as if the said village had been duly authorized by law to execute and deliver said deed at the time of the execution and."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly, voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Martin	Saunders
Acker	Cornell	Guibord	McBride	Sawmiller
Adams	Courtney	Haffner	McTernan	Schaaff
Andrus	Crawford	Harwood	Menninger	Sheehan
Ballantine	Currier	Huson	Miller	Sheffer
Barton	Curtis	Johnson, A.	Mitchell	Stevens, J. H.
Bennett	Davis	Johnson, H. C.	Monaghan	Stevens, N.
Blanchfield	Decker	Johnson, I. S.	Mott	Stevens, W. C.
Boyce	Dempsey	Johnson, R. S.	Nixon	Stewart
Bradford	Deyo	Jones	Nolan	Stranahan
Brady	Dickinson	Kelly	O'Connor, J. K.	Towne
Bridges	Dinkelspiel	Kimball	Page	Townsend

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Burns, J. I.	Duffy	King	Pealer	Treadway
Bush, R. P.	Everett	Lane, H. J.	Pearsall	Webster
Byrne	Gardenier	Le Roy	Rice	Weed
Byrnes	Gibbs	Lewis, B. B.	Riley	Whipple
Christie	Gretsinger	Lewis, R. J.	Sage	Wissig
Connelly	Groat	L'Hommedieu		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 85}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Gretsinger	Lewis, R. J.	Sheffer
Acker	Coons	Groat	L'Hommedieu	Shields
Adams	Cornell	Guenther	Martin	Stein
Andrus	Courtney	Haffner	Menninger	Stevens, J. H.
Ballantine	Crawford	Harwood	Miller	Stevens, N.
Barton	Currier	Johnson, A.	Monaghan	Stevens, W. C.
Bennett	Decker	Johnson, H. C.	Mott	Stewart
Blanchfield	Dempsey	Johnson, I. S.	Mullaney	Stranahan
Boyce	de Peyster	Jones	O'Connor, J. J.	Sullivan
Bradford	Deyo	Kerrigan	O'Connor, J. K.	Towne
Brady	Dinkelspiel	Kimball	Pealer	Townsend
Burns, J. I.	Duffy	Kurth	Rice	Treadway
Bush, R. P.	Endres	Lane, H. J.	Riley	Webster
Byrne	Everett	Lane, O. F.	Saunders	Weed
Byrnes	Fitts	Larmon	Sawmiller	Whipple
Christie	Gardenier	Le Roy	Selleck	Willis
Connelly	Greene	Lewis, B. B.	Sheehan	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Senate was received and read in the words following:

IN SENATE, May 7, 1890.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 422) entitled "An act to provide for the weekly payment of wages by corporations." (Rec. No. 289.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Roesch, and by unanimous consent, the same was amended as follows:

(Reference to engrossed bill.)

Section 2, line 2, strike out the words "punished by" and insert the words "liable to."

Same section, line 4, strike out the word "accrue" and insert the words "be paid."

Same section, same line, after the word "dollars" insert the words "for each violation."

Same section, lines 5 and 6, strike out the words "on each complaint under which it is convicted" and insert the words "and which may be recovered in a civil action."

Same section, line 6, strike out the word "complaint" and insert the words "an action."

Same section, line 7, strike out the word "made" and insert the word "commenced."

Same section, line 10, strike out the word "complaint" and insert the words "an action in the name of the people of the State as plaintiff."

Same section, line 15, strike out the word "complaint" and insert the word "action."

Same section, line 16, strike out the word "complaint" and insert the word "action."

Same section, line 26, after the words "earned by him" insert the words "or a breach of contract by such employé, or a denial of the employment."

Section 3, line , strike out the words "and five hundred and forty-nine," and after the words "two hundred and sixty-three," in line 1, insert the word "and."

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

On motion of Mr. King, said bill was referred to the committee on general laws, with power to report at any time.

The Senate returned the bill entitled "An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction'" (No. 1198), with a message that they have concurred in the passage of the same, with the following amendment:

Section 4, line 6 engrossed bill, commencing with the word "but" strike out the balance of the section.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Greene	Larmon	Riley
Acker	Courtney	Gretsinger	Le Roy	Sage
Adams	Crawford	Groat	Lewis, B. B.	Saunders
Ballantine	Currier	Guenther	Lewis, R. J.	Schaaff
Barton	Curtis	Guibord	L'Hommedieu	Sheehan
Bennett	Decker	Harwood	McBride	Shields
Blanchfield	Dempsey	Huson	Menninger	Sohmer
Blumenthal	de Peyster	Johnson, A.	Miller	Stevens, J. H.

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Boyce	Deyo	Johnson, H.C.	Mitchell	Stevens, N.
Bradford	Dickinson	Johnson, I. S.	Nixon	Stevens, W. C.
Brady	Dinkelspiel	Jones	Nolan	Treadway
Burns, J. I.	Duffy	Kelly	O'Connor, J.K.	Webster
Bush, R. P.	Endres	Kerrigan	O'Hare	Weed
Byrne	Everett	Kimball	Pealer	Whipple
Byrnes	Fish	Kurth	Pearsall	White
Christie	Gardenier	Lane, H. J.	Rice	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 8, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 1026, entitled "An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery, to further regulate the practice of medicine and surgery, and to amend section 2 of chapter 647 of the Laws of 1887."

DAVID B. HILL.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	L'Homedieu	Sage
Acker	Cornell	Guenther	McBride	Saunders
Adams	Courtney	Guibord	Menninger	Sawmiller
Andrus	Crawford	Haffner	Miller	Schaaff
Ballantine	Currier	Harwood	Mitchell	Selleck
Barton	Curtis	Hitt	Monaghan	Sheehan
Bennett	Davis	Huson	Mott	Sheffer
Blanchfield	Decker	Johnson, H.C.	Nolan	Stevens, N.
Boyce	de Peyster	Johnson, I. S.	O'Connor, J.K.	Stevens, W. C.
Bradford	Deyo	Johnson, R.S.	O'Hare	Stranahan
Brady	Dickinson	Jones	Page	Towne
Bridges	Dinkelspiel	Kerrigan	Pealer	Townsend
Burns, J. I.	Endres	Kurth	Pearsall	Weed
Bush, G. H.	Everett	Lane, O. F.	Peck	Whipple
Bush, R. P.	Fish	Larmon	Pierson	White
Byrnes	Gardenier	Le Roy	Rhodes	Willis
Christie	Greene	Lewis, B. B.	Riley	Wissig
Clarke	Gretsinger	Lewis, R. J.		

The vote upon the final passage of said bill, having been reconsidered,

On motion of Mr. Hitt, and by unanimous consent, the same was amended as follows :

(Reference in all cases to engrossed bill.)

Section 1, line 9, after the word "years" insert the words "from the first day of September next after his appointment."

Same section, line 12, after the word "years" insert the words "from the 1st day of September, 1891."

Same section, lines 22 and 23, strike out the words "without unnecessary delay" and insert the words "before the 1st day of July, 1891."

Same section, lines 26 and 27, strike out the words "at the following annual or regular meeting."

Same section, line 27, after the word "shall" insert the words "prior to or during the month of July, 1891."

Same section, line 31, after the word "shall" insert the words "prior to or during the month of July, 1891."

Same section, last line, after the words "dishonorable conduct" insert the following: "The Board of Regents shall, in their first appointments designate the number of years for which each appointee shall serve. The appointments of successors to those members whose terms of office will expire on the 1st day of September of each year, shall be made by the Regents during or before the month of July of each year, upon the same conditions and requirements as hereinbefore specified with reference to the appointment of three separate examining boards, each to be composed exclusively of members of the same medical school and society, as are hereinbefore provided."

Section 4, line 4, strike out the words "date of appointment" and insert the words "first day of September, 1891."

Same section, line 11, after the word "year" insert the words "pursuant to a call of the Board of Regents."

Same section, line 13, strike out the words "members thereof respectively" and insert the words "Board of Regents; but each examination shall be under the supervision of an examiner appointed by the Board of Regents, and who shall not be a member of any board of medical examiners."

Same section, last line, after the word "thereof" insert the words "but the examination may be conducted by a committee of one or more members of the board of examiners, duly authorized by such board."

Strike out all of section 5, and insert the following:

"§ 5. The several boards of medical examiners shall submit to the Board of Regents lists of examination questions for thorough examinations in anatomy, physiology and hygiene, chemistry, surgery, obstetrics, pathology and diagnosis, and therapeutics including practice and materia medica; from the lists of questions so submitted the Board of Regents shall select the questions for each examination, and present the same to the candidates at each examination by an examiner appointed therefor by the Board of Regents; and such questions for each examination shall be so selected as to require the same standard of excellence, from all candidates, except that in the department of therapeutics, practice and materia medica the questions shall be in harmony with the tenets of the school selected by the candidate."

Section 6, line 15, strike out the word "both."

Same section, line 16, strike out the words "and attended" and insert the word "including."

Change "§ 7" and "§ 8" to "§ 6" and "§ 7" respectively, and change "§ 6" to "§ 8."

Section 7, line 2, after the word "writing" insert the words "in accordance with the rules and regulations prescribed by the Board of Regents."

Same section, lines 3 and 4, strike out the words "secretary of said board of examiners" and insert the words "examiner appointed by the Board of Regents having supervision thereof, shall forthwith deliver to the board of medical examiners having charge of such examination, or to their duly authorized committee, the questions submitted to and the answers of each applicant, and such board of medical examiners."

Section 8, line 2, strike out the word "an" and insert the word "such."

Same section, line 5, after the word "examination" insert the words "and who shall in their judgment be duly qualified therefor."

Same section, line 6, after the word "New York" insert the words "The Board of Regents shall require the same standard of qualifications from all candidates, except in the department of therapeutics, practice and materia medica in which the standard shall be determined by each of the boards of medical examiners respectively."

Section 9, lines 7, 8 and 9, strike out the words "or holding a license from a State examining and licensing board of another State, as provided by section 6 of this act."

Same section, add at the end thereof the words "or unless such person shall hold a license from a State examining and licensing board of another State, and shall have been licensed by the Board of Regents, as provided by this act."

Amend section 10 to read as follows:

"§ 10. Nothing in this act shall be construed to interfere with or punish commissioned medical officers serving in the army or navy of the United States or in the United States Marine Hospital service while so commissioned, or any one while actually serving as a member of the resident medical staff of any legally incorporated hospital, or any legally qualified and registered dentist exclusively engaged in practicing the art of dentistry, or interfere with manufacturers of artificial eyes, limbs or orthopedical instruments or trusses of any kind from fitting such instruments on persons in need thereof; or any lawfully qualified physicians and surgeons residing in other States or countries, meeting registered physicians and surgeons of this State in consultation, or any physician or surgeon residing on the border of a neighboring State, and duly authorized under the laws thereof to practice medicine or surgery therein, whose practice extends into the limits of this State; providing that such practitioner shall not open an office or appoint a place to meet patients or receive calls within the limits of the State of New York; or physicians duly registered in one county of this State called to attend isolated cases in another county, but not residing or habitually practicing therein."

Change "§ 10" to "§ 11."

Amend the title by striking out all after the words "medicine and surgery" in line 7.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Groat	Le Roy	Riley
Acker	Cooney	Guibord	Lewis, B. B.	Saunders
Adams	Cornell	Haffner	Martin	Sawmiller
Andrus	Courtney	Harwood	Mase	Schaaft
Ballantine	Crawford	Henderson	McBride	Sheehan
Barton	Currier	Hitt	McTernan	Shields
Bennett	Decker	Huson	Miller	Stevens, J. H.
Blanchfield	Dempsey	Johnson, A.	Mitchell	Stevens, N.
Blumenthal	de Peyster	Johnson, H. C.	Nolan	Stevens, W. C.
Boyce	Deyo	Johnson, I. S.	O'Connor, J. J.	Sullivan
Bradford	Dinkelspiel	Jones	O'Connor, J. K.	Towne
Bridges	Duffy	Kelly	O'Hare	Townsend
Burns, J. I.	Everett	Kerrigan	Page	Weed
Bush, R. P.	Fish	Kimball	Peck	Whipple
Byrne	Gibbs	Lane, O. F.	Pierson	Willis
Byrnes	Gretsinger	Larmon	Rhodes	Wissig
Christie				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the Senate bill (No. 368) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn'" (Rec. No. 166), with a message that they have non-concurred in the amendments of the Assembly thereto, that they have appointed a committee of conference thereon, consisting of Messrs. Birkett, Hendricks and Collins, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to the appointment of a committee of conference, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Weed, Whipple, Hoag, Dinkelspiel and J. J. O'Connor.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

Mr. Towne offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate requesting the return to the Assembly of Assembly bill No. 1130, entitled "An act to amend chapter 459 of the Laws of 1889, entitled 'An act

to authorize the establishment of an electrical plant for the purpose of lighting the city of Jamestown, N. Y., with electric light, and to empower the common council of said city to raise the necessary funds therefor," for amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate.

A message from the Senate was received and read, in the words following:

IN SENATE, *May 8, 1890.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Senate bill No. 191, entitled "An act to revise the charter of the city of Buffalo." (Rec. No. 331.)

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Laughlin, and by unanimous consent, the same was amended as follows:

Amend section 366 to read as follows:

"§ 366. Inspectors of election shall be elected and ballot clerks shall be appointed for each election district, in pursuance of the provisions of the general laws relating to elections. The term of office of the inspectors of election and ballot clerks shall be one year, and they shall act as such inspectors and ballot clerks at all elections held in the city during their terms of office."

Section 372, line 1, strike out all from and including the words "in each district" to and including the words "municipal court" in the eighteenth line, being the fourteenth line of last printed Senate bill, No. 653.

Said bill, as amended, was passed, re-engrossed and ordered sent to the Assembly for concurrence.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Christie	Guibord	McBride	Schaaff
Acker	Cooney	Haffner	McTernan	Selleck
Adams	Cornell	Harwood	Menninger	Sheehan
Andrus	Crawford	Hitt	Miller	Sheffer
Ballantine	Currier	Hoag	Mitchell	Stein
Barton	Curtis	Johnson, A.	Nixon	Stevens, J. H.
Bennett	Davis	Johnson, H.C.	Nolan	Stevens, N.
Blanchfield	Decker	Johnson, I. S.	O'Connor, J.J.	Stewart
Boyce	Dempsey	Kelly	O'Connor, J.K.	Stranahan
Bradford	de Peyster	Kimball	O'Hare	Towne

Brady	Dickinson	King	Page	Treadway
Bridges	Fitts	Lane, H. J.	Pealer	Webster
Burns J. I.	Gardenier	Lane, O. F.	Pierson	Whipple
Bush, R. P.	Gibbs	Larmon	Rhodes	White
Byrne	Greene	Le Roy	Saunders	Willis
Byrnes	Guenther	L'Hommedieu		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Gibbs	Le Roy	Riley
Acker	Clarke	Greene	Lewis, B. B.	Sage
Adams	Connolly	Gretsinger	Lewis, R. J.	Saunders
Andrus	Cooney	Groat	L'Hommedieu	Sawmiller
Ballantine	Cornell	Guenther	Martin	Schaaff
Barton	Courtney	Guibord	McBride	Sheehan
Bennett	Crawford	Harwood	McTernan	Sheffer
Blanchfield	Currier	Hitt	Menninger	Shields
Blumenthal	Curtis	Johnson, H. C.	Miller	Stevens, W. C.
Boyce	Decker	Johnson, I. S.	Mitchell	Towne
Bradford	Deyo	Kerrigan	Mott	Townsend
Bridges	Dickinson	Kimball	Nixon	Treadway
Burns, W. B.	Everett	King	O'Connor, J. J.	Weed
Bush, R. P.	Fish	Lane, H. J.	O'Hare	Whipple
Byrne	Fitts	Lane, O. F.	Page	Wissig
Byrnes	Gardenier	Larmon	Pealer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, May 8, 1890.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 809, entitled "An act to revise the charter of the village of Alden."

DAVID B. HILL

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Hitt	McTernan	Sohmer
Acker	Courtney	Johnson, A.	Menninger	Stein
Adams	Crawford	Johnson, H.C.	Miller	Stevens, J. H.
Andrus	Currier	Jonnson, I. S.	Mitchell	Stevens, N.
Ballantine	Curtis	Kelly	Monaghan	Stevens, W. C.
Barton	Davis	Kerrigan	Mott	Stewart
Bennett	Decker	Kimball	Nixon	Towne
Blanchfield	de Peyster	King	O'Connor, J.J.	Townsend
Blumenthal	Deyo	Kurth	O'Connor, J.K.	Treadway
Boyce	Dinkelspiel	Lane, H. J.	O'Hare	Van Vranken
Bradford	Everett	Lane, O. F.	Pealer	Webster
Brady	Fitts	Larmon	Pearsall	Weed
Bridges	Gibbs	Le Roy	Peck	Whipple
Burns, J. I.	Greene	Lewis, B. B.	Rhodes	White
Bush, R. P.	Gretsinger	L'Hommedieu	Sage	Willis
Byrnes	Groat	Mase	Saunders	Wissig
Christie	Guenther	McBride	Sawmiller	

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Guenther, and by unanimous consent, the same was amended as follows:

Strike out all of title 9, and change title 10 to title 9.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Mase	Rhodes
Acker	Crawford	Johnson, A.	McBride	Saunders
Adams	Currier	Johnson, H.C.	Menninger	Schaaff
Andrus	Curtis	Johnson, I. S.	Miller	Selleck
Ballantine	Davis	Jones	Mitchell	Shields
Barton	Decker	Kerrigan	Monaghan	Stevens, J. H.
Bennett	Dempsey	Kimball	Mott	Stevens, N.
Blanchfield	Deyo	King	Mullaney	Stevens, W. C.
Blumenthal	Dickinson	Kurth	Nixon	Stranahan
Boyce	Dinkelspiel	Lane, H. J.	Nolan	Thompson
Bradford	Endres	Lane, O. F.	O'Connor, J.J.	Towne
Brady	Everett	Larmon	O'Connor, J.K.	Townsend
Burns, J. I.	Fish	Le Roy	O'Hare	Treadway
Bush, R. P.	Gardenier	Lewis, B. B.	Page	Van Vranken
Byrne	Greene	Lewis, R. J.	Pealer	Webster
Byrnes	Gretsinger	L'Hommedieu	Pearsall	Weed
Clarke	Groat	Martin	Peck	White
Cornell	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

On motion of Mr. Sheehan, and by unanimous consent, Senate bill, Rec. No. 429, entitled "An act to change the name of the Commercial Union Life Insurance Company of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 86}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Crawford	Johnson, A.	Menninger	Sawmiller
Acker	Currier	Johnson, I. S.	Miller	Schaaff
Andrus	Curtis	Jones	Mitchell	Sheehan
Ballantine	Decker	Kelly	Monaghan	Sheffer
Barton	Dempsey	Kerrigan	Mott	Shields
Bennett	Deyo	Kimball	Mullaney	Stein
Blanchfield	Dinkelspiel	King	Nixon	Stevens, J. H.
Blumenthal	Endres	Kurth	O'Connor, J. J.	Stevens, N.
Boyce	Everett	Lane, H. J.	O'Hare	Stevens, W. C.
Bradford	Fitts	Lane, O. F.	Page	Stewart
Brady	Gardenier	Larmon	Pealer	Stranahan
Bridges	Gretsinger	Le Roy	Pearsall	Thompson
Burns, J. I.	Groat	Lewis, B. B.	Pierson	Townsend
Bush, R. P.	Guenther	Lewis, R. J.	Rice	Treadway
Byrne	Guibord	L'Hommedieu	Riley	Webster
Byrnes	Henderson	McBride	Sage	Weed
Cornell	Huson	McTernan	Saunders	Whipple
Courtney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to further amend chapter 395 of the Laws of 1867, entitled 'An act to incorporate the New York and Long Island Bridge Company for the purpose of constructing and maintaining a bridge over the East river, between the city of New York and Long Island,' and the acts amendatory thereof" (No. 751), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference to printed bill.)

Page 3, section 1, add at the end of line 47 the words "or over any portion of the city of New York bounded on the south by Fifteenth street, on the east by Third avenue."

Same page, section 2, line 4, strike out from and including the words "in the" to and including the word "proper" in line 20, page 4, and insert the words "by condemnation."

Page 4, same section, line 21, strike out from and including the words "The said court," to and including the word "law" in line 28.

Same page, same section, line 38, strike out from and including the words "in the manner" to and including the word "corporation," in line 40, and insert the words "by condemnation."

Page 5, same section, lines 52 and 53, strike out the words "in the manner hereinbefore provided for the acquisition of other real estate" and insert the words "by condemnation."

Mr. Stein moved to non-concur in the amendments of the Senate, that a committee of conference be appointed on the part of the House, and request the appointment of a like committee on the part of the Senate, and upon that motion moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

{ AYES 62 }
{ NOES 5 }

Those who voted in the affirmative, were

Adams	Fish	Kimball	Mitchell	Riley
Bennett	Fitts	King	Monaghan	Saunders
Blanchfield	Gibbs	Kurth	Mott	Schaaff
Boyce	Greene	Lane, H. J.	Mullaney	Selleck
Brady	Gretsinger	Larmon	Nixon	Sheffer
Byrne	Guibord	LeRoy	O'Connor, J. J.	Shields
Christie	Harwood	Lewis, B. B.	O'Connor, J. K.	Stevens, W. C.
Cornell	Johnson, H. C.	Martin	O'Hare	Sullivan
Curtis	Johnson, I. S.	McBride	Page	Townsend
Decker	Johnson, R. S.	McTernan	Pearsall	Webster
Dickinson	Jones	Menninger	Pierson	Weed
Dinkelspiel	Kelly	Miller	Rhodes	Willis
Duffy	Kerrigan			

Those who voted in the negative, were

Acker	Ballantine	Connelly	Crawford	Deyo
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Mr. Whipple called for the ayes and noes.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Stein to non-concur, and it was determined in the negative.

{ AYES 8 }
{ NOES 72 }

Those who voted in the affirmative, were

Acker	Connelly	Mase	Stein	Sulzer
Blumenthal	Dempsey	Sage		

Those who voted in the negative, were

Andrus	Decker	Johnson, H. C.	McTernan	Riley
Barton	Deyo	Johnson, I. S.	Menninger	Saunders
Bennett	Dickinson	Johnson, R. S.	Miller	Sawmiller
Blanchfield	Dinkelspiel	Jones	Mitchell	Schaaff
Boyce	Duffy	Kelly	Monaghan	Sheffer
Bradford	Everett	Kerrigan	Mullaney	Shields

Brady	Fish	Kimball	Nixon	Stevens, N.
Burns, J. I.	Fitts	King	Nolan	Stevens, W. C.
Byrne	Gardenier	Kurth	O'Connor, J. J.	Sullivan
Byrnes	Gibbs	Lane, O. F.	O'Connor, J. K.	Townsend
Christie	Greene	Larmon	O'Hare	Treadway
Clarke	Gretsinger	Le Roy	Pearsall	Weed
Courtney	Groat	Lewis, B. B.	Pierson	Willis
Currier	Guenther	Lewis, R. J.	Rice	Wissig
Curtis	Guibord	McBride		

Mr. Speaker then put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 82}
{NOES 7}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Lewis, B. B.	Riley
Adams	Cornell	Guibord	Martin	Saunders
Andrus	Crawford	Haffner	McBride	Schaaff
Ballantine	Currier	Harwood	McTernan	Sheffer
Barton	Curtis	Johnson, A.	Miller	Shields
Bennett	Decker	Johnson, H. C.	Mitchell	Stevens, J. H.
Blanchfield	Dickinson	Johnson, I. S.	Monaghan	Stevens, W. C.
Blumenthal	Dinkelspiel	Johnson, R. S.	Mott	Sullivan
Boyce	Duffy	Jones	Mullaney	Townsend
Bradford	Everett	Kelly	Nixon	Treadway
Brady	Fish	Kerrigan	Nolan	Van Vranken
Bridges	Fitts	King	O'Connor, J. J.	Weed
Burns, J. I.	Gardenier	Kurth	O'Connor, J. K.	Whipple
Byrne	Gibbs	Lane, H. J.	O'Hare	White
Byrnes	Greene	Lane, O. F.	Rhodes	Willis
Christie	Gretsinger	Larmon	Rice	Wissig
Clarke	Groat			

Those who voted in the negative, were

de Peyster	Sage	Sohmer	Stein	Sulzer
Endres	Sheehan			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof and supplementary thereto.'" (No. 1460.)

"An act to regulate the price of illuminating gas in cities having a population of 100,000 inhabitants and over." (No. 1461.)

"An act relative to consents to street surface railway companies." (No. 1377.)

"An act to regulate the size of hop-boxes." (No. 898.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to amend chapter 420 of the Laws of 1888, entitled 'An act to provide for police matrons in cities'" (Rec. No. 267), with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill entitled "An act further to amend chapter 409 of the Laws of 1886, entitled 'An act to regulate the employment of women and children in manufacturing establishments, and to provide for the appointment of inspectors to enforce the same'" (Rec. No. 423), with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bills:

"An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies.'" (No. 1040.)

"An act to amend chapter 13 of the Laws of 1886, entitled 'An act to transfer the duties of water commissioners of the village of Little Falls to a board of water commissioners, and to create such a board.'" (No. 1266.)

"An act to amend chapter 468 of the Laws of 1889, entitled 'An act to provide for the preliminary education of medical students.'" (No. 961.)

"An act further to amend chapter 588 of the Laws of 1886, entitled 'An act to provide for and define the public or legislative printing.'" (No. 1500.)

"An act to reappropriate the sum of \$25,000 heretofore appropriated by chapter 531, Laws of 1888, entitled 'An act to provide for the erection of an armory in the village of Middletown, in the county of Orange, and making an appropriation therefor.'" (No. 1496.)

"An act to amend section 1341 of the Code of Civil Procedure, relating to appeals from county courts." (No. 1146.)

"An act to make the office of county clerk of Chautauqua county a salaried office, and regulating the management of said office." (No. 1354.)

"An act to amend section 34 of article 2 of title 3 of chapter 6, part 2 of the Revised Statutes, relative to executors and administrators." (No. 1029.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended:

"An act to authorize the city of Middletown to issue bonds for the purpose of macadamizing, grading, paving, leveling, repairing and improving its streets and highways." (No. 1415.)

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'" (No. 699.)

"An act to amend section 361 of the Code of Civil Procedure." (No. 792.)

Ordered, That the Clerk deliver said bills to the Governor.

The hour of 2 o'clock having arrived, the House took a recess until 4 o'clock, P. M.

FOUR O'CLOCK, P. M.

The House again met.

On motion of Mr. Bradford, and by unanimous consent, Senate bill No. 331, entitled "An act to incorporate the Waddington Bridge Company, and to authorize said company to construct and maintain a bridge over the St. Lawrence river for railroad and other purposes" (Rec. No. 383), having been announced for a third reading,

On motion of Mr. Bradford, and by unanimous consent, the same was amended as follows:

Section 1, engrossed bill, after the name "Joshua W. Finnemore" insert the names "Richard B. Ellsworth, David H. Rice, of Canton, N. Y.; James H. Harmon, West Troy, N. Y.; H. Stanley Derby, Harry F. Palmer, of Russell, N. Y.; Ira C. Miles, of Edwards, N. Y.; and John C. Keeler, of Canton, N. Y."

Line 5, printed bill, strike out the name "Fox" and insert the name "Cox."

Section 18, printed bill, add at the end thereof the words "said commissioners shall have power to fill all vacancies among their number that shall occur from any cause."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Coons	Haffner	L'Hommedieu	Sheffer
Acker	Crawford	Harwood	McBride	Shields
Adams	Currier	Henderson	McKnight	Stevens, J. H.
Ballantine	Curtis	Huson	Menninger	Stevens, N.
Barton	Decker	Johnson, A.	Miller	Stevens, W. C.
Blanchfield	Dempsey	Johnson, H. C.	Mitchell	Stewart
Blumenthal	Deyo	Johnson, I. S.	Monaghan	Stranahan
Bradford	Endres	Johnson, R. S.	Mott	Thompson
Bridges	Everett	Kerrigan	Mullaney	Tompkins
Burns, J. I.	Fitts	Kimball	O'Connor, J. J.	Townsend
Bush, R. P.	Gardenier	King	O'Connor, J. K.	Treadway
Byrne	Greene	Kurth	O'Hare	Van Vranken
Byrnes	Grotsinger	Lane, H. J.	Pealer	Webster
Clarke	Groat	Lane, O. F.	Pearsall	White
Connelly	Guenther	Larmon	Saunders	Wissig
Cooney	Guibord	Lewis, B. B.	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1535) entitled "An act making an appropriation for the compensation of the clerk in the treasurer's office in paying

persons employed in the construction of the New Capitol," having been announced for a third reading.

On motion of Mr. Larmon, and by unanimous consent, the same was amended as follows:

Section 1, line 1, strike out the words "two thousand" and insert the words "eighteen hundred."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting favor in thereof, and three-fifths being present.

{AYES 78}
{NOES 1}

Those who voted in the affirmative, were

Acker	Cornell	Harwood	McBride	Saunders
Adams	Courtney	Huson	McTernan	Sawmiller
Andrus	Crawford	Johnson, A.	Menninger	Schaaff
Ballantine	Curtis	Johnson, H. C.	Miller	Sheffer
Barton	Davis	Johnson, I. S.	Mitchell	Shields
Bennett	Decker	Jones	Monaghan	Stevens, J. H.
Blanchfield	Deyo	Kelly	Mott	Sullivan
Brady	Dinkelspiel	Kerrigan	Nixon	Sulzer
Burns, J. I.	Duffy	Kimball	Nolan	Thompson
Bush, R. P.	Endres	Kurth	O'Connor, J. J.	Townsend
Byrne	Everett	Lane, H. J.	O'Connor, J. K.	Treadway
Byrnes	Fitts	Lane, O. F.	O'Hare	Van Vranken
Christie	Groat	Larmon	Pealer	Webster
Clarke	Guenther	Le Roy	Pearsall	Whipple
Cooney	Guibord	Lewis, B. B.	Sage	Wissig
Coons	Haffner	Lewis, R. J.		

For the negative,

Abbey

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Acker, and by unanimous consent, Senate bill (Rec. No. 450) entitled "An act to authorize the president and trustees of the village of Wellsville to sell and convey to the Wellsville, Coudersport and Pinecreek Railroad Company a right of way across the lands occupied by said village as a village park," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Greene	McBride	Sawmiller
Acker	Clarke	Groat	McTernan	Schaaff
Adams	Cornell	Guenther	Menninger	Sheffer

Andrus	Courtney	Guibord	Miller	Shields
Ballantine	Crawford	Johnson, A.	Mitchell	Sohmer
Barton	Currier	Johnson, H. C.	Monaghan	Stevens, J. H.
Bennett	Curtis	Kerrigan	Mott	Stevens, N.
Blanchfield	Decker	Kimball	Mullaney	Stevens, W. C.
Blumenthal	Dempsey	King	O'Connor, J. J.	Stewart
Boyce	Deyo	Lane, H. J.	O'Connor, J. K.	Thompson
Bradford	Dickinson	Lane, O. F.	O'Hare	Van Vranken
Brady	Dinkelspiel	Larmon	Pealer	Webster
Bridges	Endres	Le Roy	Pearsall	Whipple
Bush, R. P.	Everett	Lewis, B. B.	Rice	Willis
Byrne	Fitts	Lewis, R. J.	Sage	Wissig
Byrnes	Gardenier	L'Hommedieu	Saunders	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Christie, and by unanimous consent, Senate bill (Rec. No. 201) entitled "An act to amend chapter 155 of the Laws of 1886, entitled 'An act for the care and support of the poor in the county of Fulton,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Andrus	Cornell	Johnson, A.	Miller	Stevens, J. H.
Ballantine	Crawford	Johnson, H. C.	Mitchell	Stevens, N.
Barton	Currier	Johnson, I. S.	Monaghan	Stevens, W. C.
Bennett	Curtis	Kerrigan	Mott	Stewart
Blanchfield	Decker	Kimball	Mullaney	Sullivan
Boyce	Dempsey	King	Nixon	Thompson
Bradford	Deyo	Kurth	O'Connor, J. J.	Towne
Bridges	Dinkelspiel	Lane, H. J.	O'Connor, J. K.	Townsend
Burns, J. I.	Duffy	Lane, O. F.	O'Hare	Treadway
Burns, W. B.	Everett	Larmon	Pealer	Van Vranken
Bush, R. P.	Fitts	Le Roy	Pearsall	Webster
Byrne	Greene	Lewis, B. B.	Pierson	Weed
Byrnes	Gretsinger	L'Hommedieu	Riley	Whipple
Christie	Guenther	McBride	Sheffer	Willis
Clarke	Guibord	McTernan	Sohmer	Wissig
Connelly	Harwood	Menninger		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. O'Hare (for Mr. Courtney), and by unanimous consent, Senate bill No. 441, entitled "An act to amend chapter 193 of the Laws of 1888, entitled 'An act to authorize the selection, location and acquiring of certain grounds for public parks and

parkways in and near the city of Rochester, and to provide for the maintenance and embellishment thereof'" (Rec. No. 348), was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Harwood	Menninger	Stein
Acker	Crawford	Henderson	Miller	Stevens, J. H.
Adams	Currier	Johnson, H.C.	Mitchell	Stevens, N.
Andrus	Curtis	Johnson, I. S.	Monaghan	Stevens, W. C.
Ballantine	Decker	Kelly	Nolan	Sullivan
Barton	Dempsey	Kerrigan	O'Connor, J.K.	Sulzer
Bennett	de Peyster	Kimball	Pearsall	Towne
Blanchfield	Deyo	King	Pierson	Townsend
Boyce	Duffy	Kurth	Rhodes	Treadway
Bradford	Endres	Lane, H. J.	Riley	Van Vranken
Bridges	Gardenier	Lane, O. F.	Sage	Webster
Bush, G. H.	Gibbs	Larmon	Saunders	Weed
Bush, R. P.	Greene	Le Roy	Sawmiller	Whipple
Byrne	Groat	Lewis, B. B.	Schaaff	White
Clarke	Guenther	Lewis, R. J.	Sheffer	Willis
Coons	Guibord	L'Hommedieu	Shields	Wissig
Cornell	Haffner	McTernan	Sohmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. McTernan, and by unanimous consent, Senate bill No. 586, entitled "An act in relation to elevated railways in cities containing a population of less than 1,000,000 and more than 300,000" (Rec. No. 376), was placed on the order of third reading, and ordered read to-morrow at 10 o'clock, A. M.

The bill (No. 1378) entitled "An act to further amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Lewis, R. J.	Sohmer
Acker	Coons	Groat	L'Hommedieu	Stein
Adams	Cornell	Guenther	McBride	Stevens, J. H.

Ballantine	Courtney	Guibord	McKnight	Stevens, N.
Barton	Crawford	Haffner	McTernan	Stevens, W. C.
Bennett	Currier	Henderson	Nolan	Stranahan
Blanchfield	Curtis	Johnson, A.	O'Connor, J. J.	Towne
Blumenthal	Davis	Johnson, H. C.	O'Connor, J. K.	Townsend
Boyce	Decker	Johnson, I. S.	O'Hare	Treadway
Bradford	Dempsey	Jones	Pealer	Webster
Brady	Deyo	Kerrigan	Pearsall	Weed
Bridges	Dinkelspiel	Kimball	Sage	Whipple
Bush, R. P.	Duffy	King	Saunders	White
Byrne	Fitts	Kurth	Sawmiller	Willis
Byrnes	Gardenier	Lane, H. J.	Schaaff	Wissig
Clarke	Gibbs	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Birkett, Int. No. 443, entitled "An act to amend chapter 40 of the Laws of 1848, entitled as amended by chapter 838 of the Laws of 1866, 'An act to authorize the formation of corporations for manufacturing, mining, mechanical agricultural, horticultural, medical or curative, mercantile or commercial purposes,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Whipple, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Whipple, from the committee on general laws, to which was referred the Senate bill introduced by Mr. Stadler, Int. No. 188, entitled "An act to amend chapter 538 of the Laws of 1885, entitled 'An act to provide for the organization and regulation of corporations to examine and guarantee bonds and mortgages, and titles to real estate,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Whipple, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Whipple, from the committee on general laws, to which was committed the Senate bill introduced by Mr. Roesch, Int. No. 289, entitled "An act to provide for the weekly payment of wages by corporations," reported in favor of concurring in the passage of the same, as amended.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 89}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Groat	Le Roy	Pearsall
Acker	Coons	Guenther	Lewis, B. B.	Peck
Andrus	Cornell	Guibord	Lewis, R. J.	Pierson

Ballantine	Courtney	Haffner	L'Hommedieu	Rhodes
Barton	Crawford	Henderson	Martin	Riley
Bennett	Currier	Hitt	McBride	Sage
Blanchfield	Curtis	Johnson, A.	McTernan	Saunders
Blumenthal	Decker	Johnson, H. C.	Menninger	Sawmiller
Boyce	Dempsey	Johnson, I. S.	Miller	Schaaff
Bradford	de Peyster	Johnson, R. S.	Mitchell	Selleck
Brady	Deyo	Jones	Monaghan	Stein
Burns, W. B.	Dickinson	Kelly	Mullaney	Stevens, J. H.
Bush, R. P.	Dinkelspiel	Kerrigan	Nixon	Stranahan
Byrne	Duffy	Kill	Nolan	Sulzer
Byrnes	Endres	Kurth	O'Connor, J. J.	Towne
Christie	Everett	Lane, H. J.	O'Connor, J. K.	Webster
Clarke	Gardenier	Lane, O. F.	O'Hare	Weed
Connelly	Gretsinger	Larmon	Pealer	

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 96}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Cornell	Haffner	McBride	Sawmiller
Acker	Courtney	Harwood	McTernan	Schaaff
Adams	Crawford	Henderson	Menninger	Sheehan
Andrus	Currier	Huson	Mitchell	Sheffer
Ballantine	Decker	Johnson, A.	Monaghan	Shields
Bennett	Dempsey	Johnson, H. C.	Mott	Sohmer
Blanchfield	Deyo	Johnson, I. S.	Mullaney	Stein
Blumenthal	Dickinson	Jones	Nixon	Stevens, J. H.
Boyce	Dinkelspiel	Kelly	Nolan	Stevens, N.
Bradford	Duffy	Kerrigan	O'Connor, J. J.	Sulzer
Burns, J. I.	Endres	Kurth	O'Connor, J. K.	Thompson
Bush, G. H.	Everett	Lane, H. J.	Page	Towne
Bush, R. P.	Fish	Lane, O. F.	Pealer	Townsend
Byrne	Fitts	Larmon	Pearsall	Treadway
Byrnes	Gardenier	Le Roy	Rhodes	Webster
Christie	Gibbs	Lewis, B. B.	Rice	Weed
Clarke	Gretsinger	Lewis, R. J.	Riley	Whipple
Connelly	Groat	L'Hommedieu	Sage	White
Cooney	Guenther	Martin	Saunders	Wissig
Coons				

For the negative,

King

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The bill (No. 1363) entitled "An act to establish a police relief fund in the city of Elmira," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Guibord	Lewis, R. J.	Sawmiller
Acker	Cooney	Haffner	L'Hommedieu	Selleck
Adams	Coons	Harwood	McTernan	Sheffer
Andrus	Cornell	Henderson	Menninger	Shields
Ballantine	Courtney	Huson	Miller	Sohmer
Barton	Crawford	Johnson, A.	Mitchell	Stevens, J. H.
Bennett	Currier	Johnson, H. C.	Monaghan	Stevens, N.
Blanchfield	Davis	Johnson, I. S.	Mott	Stevens, W. C.
Blumenthal	de Peyster	Johnson, R. S.	Mullaney	Thompson
Boyce	Deyo	Kelly	Nolan	Towne
Bradford	Dickinson	Kerrigan	O'Connor, J. J.	Townsend
Bridges	Dinkelspiel	King	O'Connor, J. K.	Webster
Bush, G. H.	Endres	Kurth	Pearsall	Weed
Bush, R. P.	Everett	Lane, H. J.	Peck	Whipple
Byrne	Fish	Lane, O. F.	Sage	White
Byrnes	Gardenier	Le Roy	Saunders	Wissig
Christie	Gibbs	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to Senate, and request their concurrence therein.

The bill (No. 1364) entitled "An act to authorize the city of Elmira to submit to the qualified voters of said city the question of raising money for the purpose of making certain improvements and repairs in connection with the police department, the fire department and bridges, and for the purchase of the island in the Chemung river, near the outlet of Newtown creek; and, upon a favorable vote thereon, to issue bonds of said city therefor," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connelly	Gretsinger	Lewis, B. B.	Rhodes
Acker	Cooney	Groat	Lewis, R. J.	Sage
Adams	Coons	Guenther	L'Hommedieu	Saunders
Andrus	Cornell	Haffner	McBride	Sawmiller
Ballantine	Courtney	Harwood	McTernan	Schaaff
Barton	Crawford	Henderson	Menninger	Sheffer
Bennett	Currier	Johnson, A.	Miller	Shields
Blanchfield	Curtis	Johnson, H. C.	Mitchell	Stevens, J. H.

Blumenthal	Decker	Johnson, I. S.	Monaghan	Stevens, N.
Boyce	Dempsey	Jones	Mott	Stewart
Bradford	Deyo	Kelly	Mullaney	Stranahan
Brady	Dickinson	Kerrigan	Nixon	Thompson
Bridges	Dinkelspiel	King	Nolan	Towne
Bush, G. H.	Duffy	Kurth	O'Connor, J. J.	Townsend
Bush, R. P.	Endres	Lane, H. J.	O'Connor, J. K.	Weed
Byrne	Everett	Lane, O. F.	O'Hare	Whipple
Byrnes	Fish	Larmon	Pealer	White
Christie	Gardenier	Le Roy	Pearsall	Wissig
Clarke	Greene			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Andrus, and by unanimous consent Senate bill No. 512, entitled "An act authorizing the city of Buffalo to adjust and pay the amount of damage suffered by Amelia E. Reynolds thereof by the extension of Elmwood avenue, and to raise the amount by local assessment" (Rec. No. 256), was substituted for Assembly bill No. 1209, same subject, and the Senate bill was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 87}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Christie	Gardenier	Lane, H. J.	Riley
Acker	Clarke	Greene	Lane, O. F.	Sage
Adams	Cooney	Gretsinger	Larmon	Saunders
Andrus	Coons	Groat	LeRoy	Sawmiller
Ballantine	Cornell	Guenther	Lewis, B. B.	Sheehan
Barton	Crawford	Guibord	Lewis, R. J.	Sheffer
Bennett	Currier	Harwood	L'Hommedieu	Shields
Blanchfield	Curtis	Henderson	McBride	Stevens, J. H.
Blumenthal	Davis	Huson	McTernan	Stevens, N.
Boyce	Decker	Johnson, H. C.	Miller	Stevens, W. C.
Bradford	Dempsey	Johnson, I. S.	Mitchell	Stewart
Brady	Deyo	Johnson, R. S.	Monaghan	Thompson
Bridges	Dickinson	Jones	Nolan	Towne
Burns, J. I.	Duffy	Kelly	O'Connor, J. K.	Whipple
Bush, G. H.	Endres	Kerrigan	Page	White
Bush, R. P.	Everett	King	Pealer	Willis
Byrne	Fish	Kurth	Pearsall	Wissig
Byrnes	Fitts			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Kerrigan, and by unanimous consent, Senate bill No. 334, entitled "An act to amend chapter 230 of the Laws of 1886,

entitled 'An act to amend chapter 254 of the Laws of 1879, entitled An act to amend chapter 87 of the Laws of 1875, entitled An act providing for the appointment of additional notaries public,' as amended by chapter 516 of the Laws of 1887" (Rec. No. 140), was placed on the order of third reading, and ordered read to-night.

The Senate bill (No. 636) entitled "An act to amend section 15, section 18 and section 25 of title 4, and section 7 of title 15 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' so far as the same refer to the sinking fund and funds, and the powers and duties of the commissioners thereof, and the provisions for payments to said sinking funds to meet the interest and principal of the bonds and obligations of said city" (Rec. No. 437), having been announced for a third reading,

Mr. Guenther moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 9}

Those who voted in the affirmative, were

Abbey	Coons	Huson	Mullaney	Shields
Adams	Cornell	Johnson, H.C.	Nixon	Stein
Bennett	Courtney	Johnson, I. S.	Nolan	Stevens, J. H.
Blanchfield	Dempsey	Jones	O'Connor, J.J.	Stevens, N.
Blumenthal	Dinkelspiel	Kelly	O'Connor, J.K.	Stevens, W. C.
Boyce	Duffy	Kerrigan	O'Hare	Stranahan
Brady	Endres	Lane, O. F.	Pealer	Sulzer
Burns, W. B.	Fish	Le Roy	Pearsall	Thompson
Bush, G. H.	Gibbs	L'Hommedieu	Peck	Townsend
Bush, R. P.	Greene	McBride	Riley	Van Vranken
Byrne	Guenther	McTernan	Sage	Webster
Byrnes	Guibord	Menninger	Sawmiller	Weed
Christie	Haffner	Miller	Schaaff	Whipple
Clarke	Harwood	Monaghan	Selleck	White
Connelly	Henderson	Mott	Sheehan	Willis
Cooney	Hitt			

Those who voted in the negative, were

Andrus	Crawford	Gretsinger	Kurth	Saunders
Bradford	Curtis	Groat	Mitchell	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Cantor, Int. No. 465, enti-

tled "An act to amend section 707 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' relative to the street cleaning department," reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Gibbs, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Jacobs, Int. No. 468, entitled "An act in relation to the New York and Brooklyn bridge," reported in favor of the passage of the same, with the following amendments:

Strike out section 1, and insert the following:

"SECTION 1. Within thirty days after the passage of this act the mayor of the city of New York shall appoint a trustee of the New York and Brooklyn bridge, and the mayor of the city of Brooklyn shall appoint a trustee of the New York and Brooklyn bridge. The mayor and comptroller of the city of New York, and the mayor and comptroller of the city of Brooklyn, by virtue of their offices, shall be trustees of the said New York and Brooklyn bridge. The term of office of the said trustees first to be appointed shall continue until July 1, 1892, and in the month of June in that year, and in each month of June every two years thereafter, each of the said mayors, or his successor, shall appoint a successor to the said trustees to be appointed. The term of office of such successors shall be for two years, commencing the first day of July next succeeding their appointment. Any vacancy in the said board shall be filled by the mayor who appointed the trustee whose office becomes vacant, or by the successor of said mayor. The board of trustees shall elect a president whose salary is hereby fixed at \$5,000 per annum. Every person appointed a trustee of said bridge shall, before he enters upon the duties of his office, take and subscribe before the mayor who appointed him, or before some person authorized to take the same, the constitutional oath of office in this State, and an omission to take and subscribe such oath for five days after such appointment has been made, unless prevented by illness, shall be deemed to be declination of such office. Upon the appointment of the trustees in accordance with the provisions of this act, and the qualification of a trustee, so appointed, the term of office of the trustees of the New York and Brooklyn bridge then in office shall cease and terminate, and all the powers, rights and privileges of the present board of trustees shall be devolved upon the board of trustees constituted pursuant to this section of this act and upon their successors."

Strike out all of section 4, and insert in place thereof the following:

"§ 4. All tolls, fares, rents, revenue and moneys collected and received by the board of trustees shall be first applied toward the payment of expenses of the operation and of the maintenance of said bridge, and the surplus remaining after the payments for such purposes shall be paid over, two-thirds to the treasurer of the city of Brooklyn, and one-third to the chamberlain of the city of New York, respectively, in the month of May in each and every year, and the

moneys so received shall be applied by the respective cities, first, toward meeting the interest charged on any city bonds issued by that city for the construction, improvement and completion of the said bridge, and, finally, toward the respective sinking funds to meet the principal of said bonds as they shall mature. The proper officers of the city of New York may issue bonds in such form, manner, series and for such periods as the mayor and comptroller of the said city of New York shall determine to provide one-third of any moneys required to meet the purchase-price of real estate bought by the trustees of the said New York and Brooklyn bridge, and the compensation awarded for real estate acquired by the right of condemnation, and the cost of increasing the terminal facilities, and one-third of said moneys required for said purposes shall be paid by the city of New York as from time to time required on the requisition of the trustees whether said city shall determine to issue bonds or not. The proper officers of the city of Brooklyn shall issue bonds of the said city of Brooklyn in such form, manner, series and for such periods as the mayor and comptroller of the said city of Brooklyn shall determine, to provide two-thirds of the purchase-price of real estate bought by the said trustees, and the compensation awarded for real estate acquired by condemnation, and the cost of increasing the terminal facilities. Such bonds issued by either city shall not bear interest greater than four per cent, and shall not be sold at less than par. The proceeds of said bonds, when issued, shall be paid over to the chamberlain of the city of New York, or the treasurer of the city of Brooklyn, as the case may be, and shall, by them respectively, be paid out from time to time as required for the purposes stated, upon the requisition of the board of trustees."

LEROY ANDRUS,

Chairman.

Which report was agreed to, and said bill placed on the order of second reading.

Mr. Fish moved that this House do now go into committee of the whole upon said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill.

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Whipple, from said committee, reported progress on the same, and asked and obtained leave to sit again.

Mr. Fish moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. O'Hare moved to lay the motion of Mr. Fish upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Hare, and it was determined in the affirmative.

{AYES 48}
{NOES 44}

Those who voted in the affirmative, were

Blanchfield	Crawford	King	O'Connor, J.J.	Sohmer
Bradford	Duffy	Larmon	O'Connor, J.K.	Stein
Brady	Endres	Lewis, B. B.	O'Hare	Stevens, J. H.
Burns, J. I.	Everett	Lewis, R. J.	Peck	Stevens, W. C.
Byrne	Haffner	Martin	Pierson	Stewart
Byrnes	Hoag	McBride	Riley	Sullivan
Clarke	Johnson, A.	Miller	Saunders	Sulzer
Connelly	Kelly	Mitchell	Schaaff	Webster
Cooney	Kerrigan	Mott	Shields	Willis
Cornell	Kimball	Nolan		

Those who voted in the negative, were

Abbey	Coons	Gibbs	Lane, O. F.	Sheehan
Acker	Currier	Greene	Mase	Sheffer
Andrus	Curtis	Gretsinger	McTernan	Stevens, N.
Ballantine	Decker	Groat	Monaghan	Stranahan
Blumenthal	Dempsey	Harwood	Nixon	Towne
Boyce	Deyo	Huson	Pearsall	Treadway
Bridges	Dinkelspiel	Johnson, R.S.	Rhodes	Weed
Bush, R. P.	Fish	Kurth	Rice	White
Christie	Gardenier	Lane, H. J.	Selleck	

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Stewart, Int. No. 438, entitled "An act to amend chapter 210 of the Laws of 1889, entitled 'An act to provide for suitable buildings and accommodations for the zoological collection in Central park in the city of New York,'" reported in favor of the passage of the same, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Gibbs, and by unanimous consent, said bill was placed on the order of third reading.

Mr. Andrus, from the committee on affairs of cities, to which was referred the Senate bill introduced by Mr. Hendricks, Int. No. 158, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse,'" reported in favor of concurring in the passage of the same, as amended (Mr. Andrus dissenting).

The question recurring upon concurring in the passage of the same as amended.

Mr. Sheehan moved to lay said bill upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{AYES 55}
{NOES 52}

Those who voted in the affirmative, were

Abbey	Cooney	Hitt	Menninger	Shields
Andrus	Coons	Hoag	Monaghan	Sohmer
Blanchfield	Courtney	Huson	Mullaney	Stevens, J. H.

Boyce	Currier	Johnson, A.	O'Connor, J. K.	Stewart
Brady	Dempsey	Kelly	O'Hare	Sullivan
Bush, G. H.	Duffy	Kerrigan	Pealer	Sulzer
Bush, R. P.	Endres	Lane, O. F.	Rice	Townsend
Byrne	Guenther	L'Hommedieu	Riley	Van Vranken
Byrnes	Haffner	Martin	Sage	Webster
Clarke	Harwood	McBride	Sheehan	Weed
Connelly	Henderson	McTernan	Sheffer	Wissig

Those who voted in the negative, were

Acker	Curtis	Groat	Lewis, B. B.	Sawmiller
Adams	Decker	Guibord	Lewis, R. J.	Selleck
Ballantine	Deyo	Johnson, H. C.	Mase	Stevens, N.
Bennett	Dinkelspiel	Johnson, R. S.	Miller	Stevens, W. C.
Bradford	Everett	Jones	Mitchell	Stranahan
Bridges	Fish	Kimball	Mott	Thompson
Burns, J. I.	Fitts	King	Pearsall	Towne
Burns, W. B.	Gardenier	Lane, H. J.	Peck	Whipple
Christie	Gibbs	Larmon	Pierson	White
Cornell	Greene	Le Roy	Saunders	Willis
Crawford	Gretsinger			

Mr. Andrus, from the committee on affairs of cities, to which was referred the bill introduced by Mr. White, Int. No. 997, entitled "An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' and the acts amendatory thereof," reported in favor of concurring in the Senate amendments thereto, with the following further amendments:

Strike out all the Senate amendments, and amend the engrossed bill as follows:

Section 1, line 6, change "1885" to "1889."

Strike out section 2 and insert the following:

"§ 2. Section 142 of said chapter, as amended by chapter 475 of the Laws of 1889, is hereby further amended so as to read as follows:

"§ 142. Upon the completion of any local improvement, the commissioner of public works shall certify the fact to the common council, and the total cost thereof, including the cost of inspection and all other expenses incidental to such improvement. Whenever such total cost shall exceed the sum of \$1,000, the common council may, in its discretion, issue local improvement bonds, in amount not exceeding in the aggregate four-fifths of such total cost, nor in excess of the amount of such cost remaining unpaid as shall be certified by the city treasurer at the expiration of the sixty days mentioned in section 145 of said chapter, one-fourth of which shall mature in one year, one-fourth in two years, one-fourth in three years, and one-fourth in four years, from a date not more than ninety days after the date of the certificate of the city treasurer. Such bonds shall be executed by the mayor and city clerk under the corporate seal of said city, and shall be issued at not less than the par value thereof, and shall bear interest at a rate to be approved by the common council, not exceeding four per centum per annum, and shall specify the improvement for which they are issued. The proceeds of

the sales of such bonds shall be applied toward the payment cost of such improvement. Such part of the proceeds of the assessment hereinafter provided for such improvement as shall be necessary, shall be applied in payment and redemption of the bonds hereby authorized, with interest thereon as provided therein, as the same shall become due and payable. The surplus, if any, shall be credited to the contingent fund. Upon receipt of the certificate of the commissioner of public works above referred to, the common council shall direct the total cost of such improvement to be assessed by the assessors of the city, and it shall be their duty immediately to assess the same upon the property fronting upon the street, or part of a street, in or upon which the improvement has been made, in an equitable manner, as near as may be, in proportion to the benefits which each owner of such property may be deemed to derive therefrom, without reference to erection or improvements thereon. Provided, however, the common council may, during the progress of the work upon any local improvement, upon the certificate of the commissioner of public works, that a portion thereof has been completed in accordance with the terms of the contract therefor, estimating the value of the part so performed at the contract price therefor, advance to the contractor, upon the contract price a sum not exceeding seventy-five per centum of the estimate so given. Such advance payment shall be refunded out of the proceeds of the assessment for such work, or of bonds issued on account thereof.

“§ 3. Section 145 of said chapter as amended by chapter 449 of the Laws of 1888, is hereby further amended so as to read as follows :

“§ 145. Whenever the assessment-roll for any local improvement shall be left with the treasurer he shall receive the taxes thereon for the first ten days without fee, for ten days thereafter at one per centum fee; for the next twenty days at three per centum fee; and for the succeeding twenty days at five per centum fee. If any such taxes remain unpaid at the expiration of the sixty days herein mentioned the said treasurer shall proceed to collect the same with the fees thereon and interest at the rate of twelve per centum per annum, in the same manner as directed in this act for the collection of county or city taxes by distress and sale. Provided that in any case when the common council shall issue local improvement bonds as authorized by section 142 of said chapter as amended the payment of one-fifth of every such tax shall become due and payable at the time or times, and subject to the penalties above prescribed; one-fifth thereof, with one year's interest thereon added at the rate of five per centum per annum, shall become due and payable one year thereafter, subject thereafter to the same penalties, and all provisions for the enforcement and collection of said assessment; one-fifth thereof, with two years' interest thereon added at the rate of five per centum per annum, shall become due and payable two years thereafter, subject thereafter to the same penalties and provisions; one-fifth thereof, with three years' interest thereon added at the rate of five per centum per annum, shall become due and payable three years thereafter, subject thereafter to the same penalties and provisions; and one-fifth thereof, with four years' interest thereon added at the rate of five per centum per annum, shall become due and payable four years there-

after subject thereafter to the same penalties and provisions. In case of any default in payment of any installment within sixty days after the same becomes due and payable as above provided, the whole amount of the tax assessed upon such improvement against the person or persons so in default, with fees as above prescribed, computed upon such whole amount, shall thereupon become and be due and payable; and the treasurer shall proceed to collect the same with the fees and interest thereon at the rate of twelve per centum per annum, in the manner above prescribed.

"§ 4. The mayor and common council of the city of Syracuse are hereby authorized and directed to raise by general tax, to be inserted in the annual budget in and for the year 1890, in addition to the sum now authorized by law, the sum of \$5,000 to be expended by them in defraying the expense of opening and improving Comstock avenue in said city as extended by recent proceedings.

"§ 5. This act shall take effect immediately."

Amend the title so as to read as follows :

"An act to amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' and to grant further powers to the mayor and common council of said city."

LEROY ANDRUS,
Chairman.

Mr. Speaker put the question whether the House would agree to said further amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 00}

Those whose vote in the affirmative, were

Abbey	Cooney	Groat	McTernan	Saunders
Acker	Cornell	Guenther	Menninger	Schaaff
Adams	Crawford	Guibord	Miller	Stevens, J. H.
Andrus	Currier	Haffner	Mitchell	Stranahan
Blantine	Curtis	Harwood	Monaghan	Sullivan
Barton	Decker	Henderson	Mott	Sulzer
Bennett	de Peyster	Huson	Mullaney	Thompson
Blanchfield	Deyo	Johnson, H. C.	Nixon	Towne
Blumenthal	Dinkelspiel	Jones	O'Connor, J. J.	Townsend
Boyce	Endres	Kimball	O'Connor, J. K.	Treadway
Bradford	Everett	Lane, O. F.	O'Hare	Van Vranken
Bridges	Fish	Larmon	Pealer	Weed
Burns, J. I.	Gardenier	Lewis, B. B.	Pearsall	Whipple
Byrne	Gibbs	L'Hommedieu	Peck	White
Byrnes	Greene	Mase	Riley	Wissig
Connelly	Gretsinger	McBride		

Ordered, That the Clerk return said bill to the Senate, and request their concurrence in further amendments.

On motion of Mr. Dempsey, and by unanimous consent, Senate bill No. 78, entitled "An act for the purpose of securing an efficient and thorough inspection of the metalliferous and other mines within the State of New York, and to provide for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and to provide for the appointment of a mining inspector, and to prescribe his duties and powers," was placed on the order of third reading, and ordered to be read the third time at 8 o'clock to-night.

On motion of Mr. Speaker (for Mr. McKnight), and by unanimous consent, Assembly bill No. 1452, entitled "An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy," and Senate bill No. 505, entitled "An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased" (Rec. No. 301), was ordered to be read the third time at 8 o'clock to-night.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That Senate bill Int. No. 512, entitled "An act to amend chapter 124 of the Laws of 1869, entitled 'An act to incorporate the Lordville and Equinunk Bridge Company'" (Rec. No. 211), be returned to the Governor without amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to amend section 1538 of the Code of Civil Procedure relating to actions in partition" (No. 453), with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 15, engrossed bill, strike out the word "administered" and insert the word "admeasured."

Same section, line 19, after the word "administrators" insert the words "and creditors."

Same section, line 20, strike out the word "may" and insert the word "must."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrne	Gretsinger	McBride	Shields
Acker	Byrnes	Groat	Menninger	Sohmer
Adams	Christie	Guenther	Miller	Stevens, J. H.
Andrus	Connelly	Guibord	Nixon	Stevens, N.
Ballantine	Cooney	Harwood	O'Connor, J. J.	Stevens, W. C.

Barton	Cornell	Huson	O'Connor, J. K.	Stranahan
Bennett	Crawford	Johnson, H. C.	O'Hare	Thompson
Blanchfield	Curtis	Johnson, I. S.	Page	Towne
Blumenthal	Decker	Kimball	Pealer	Townsend
Boyce	Dempsey	King	Pearsall	Treadway
Brady	Dickinson	Kurth	Rhodes	Webster
Bridges	Endres	Lane, O. F.	Riley	Weed
Burns, J. I.	Fish	Larmon	Sage	Whipple
Burns, W. B.	Fitts	Le Roy	Saunders	Willis
Bush, G. H.	Gardenier	Lewis, B. B.	Sawmiller	Wissig
Bush, R. P.	Gibbs	L'Hommedieu	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The hour of 6 o'clock having arrived, the House took a recess until 8 o'clock P. M.

EIGHT O'CLOCK, P. M.

The House again met.

On motion of Mr. Sheehan, and by unanimous consent, the bill (No. 1532) entitled "An act to empower the Superintendent of Public Works to return to Gilbert Peterson and Charles Whitmore a check or moneys deposited to secure the performance of contracts, and to confer upon the Board of Claims jurisdiction to hear and determine the claim of said Peterson and Whitmore against the State of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Cooney	Huson	Miller	Sohmer
Acker	Cornell	Johnson, A.	Monaghan	Stein
Adams	Crawford	Johnson, I. S.	Mott	Stevens, J. H.
Andrus	Currier	Jones	Mullaney	Stevens, N.
Bennett	Curtis	Kerrigan	Nolan	Stevens, W. C.
Blanchfield	Decker	Kimball	O'Connor, J. K.	Stewart
Blumenthal	Dempsey	Kurth	Page	Sullivan
Boyce	Duffy	Lane, H. J.	Pealer	Thompson
Bradford	Endres	Lane, O. F.	Peck	Towne
Brady	Fish	Larmon	Rhodes	Townsend
Burns, J. I.	Gardenier	Lewis, B. B.	Riley	Treadwa,
Burns, W. B.	Gibbs	L'Hommedieu	Saunders	Weed
Bush, R. P.	Greene	Martin	Sawmiller	Whipple
Byrne	Gretsing	McBride	Schaaff	White

Byrnes	Guenther	McTernan	Sheehan	Willis
Christie	Guibord	Menninger	Shields	Wissig
Clarke				

For the negative,

Lewis, R. J.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Fish, and by unanimous consent, Senate bill No. 398, entitled "An act to amend chapter 191 of the Laws of 1889, entitled 'An act to limit the amount of property to be held by corporations organized for other than business purposes,' and relating to such corporations" (Rec. No. 340), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 4}

Those who voted in the affirmative, were

Acker	Cornell	Huson	McBride	Rice
Adams	Crawford	Johnson, A.	McTernan	Saunders
Ballantine	Decker	Johnson, I. S.	Menninger	Schaaff
Bennett	Dempsey	Johnson, R.S.	Miller	Shields
Blanchfield	Deyo	Jones	Mitchell	Sohmer
Blumenthal	Duffy	Kelly	Monaghan	Stevens, J. H.
Boyce	Endres	Kerrigan	Mott	Stevens, N.
Bradford	Everett	Kimball	Nolan	Stevens, W. C.
Brady	Fitts	King	O'Connor, J. K.	Stranahan
Bridges	Gardenier	Kurth	O'Hare	Sullivan
Byrne	Gibbs	Lane, O. F.	Page	Sulzer
Christie	Gretsinger	Lewis, R. J.	Pealer	Towne
Clarke	Groat	L'Hommedieu	Pearsall	Whipple
Connelly	Guenther	Martin	Peck	Willis
Cooney	Haefner	Mase	Rhodes	Speaker
Coons	Harwood			

Those who voted in the negative, were

Abbey	Bush, R. P.	Fish	Webster
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Sheehan (for Mr. McKnight), and by unanimous consent, the bill (No. 1452) entitled "An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Byrne	Currier	Le Roy	Sawmiller
Acker	Byrnes	Greene	Martin	Schaaff
Adams	Clarke	Gretsinger	Mase	Sheehan
Andrus	Connelly	Groat	McBride	Sheffer
Ballantine	Cooney	Guenther	Menninger	Shields
Barton	Cornell	Guibord	Mitchell	Sohmer
Bennett	Courtney	Harwood	Monaghan	Stevens, J. H.
Blanchfield	Crawford	Henderson	Mullaney	Stevens, N.
Blumenthal	Gardenier	Jones	Nolan	Stranahan
Boyce	Curtis	Kerrigan	O'Connor, J. J.	Townsend
Bradford	Decker	Kimball	O'Connor, J. K.	Webster
Brady	Dempsey	King	O'Hare	Weed
Bridges	de Peyster	Kurth	Page	Whipple
Burns, J. I.	Dinkelspiel	Lane, H. J.	Pealer	White
Burns, W. B.	Duffy	Lane, O. F.	Riley	Willis
Bush, R. P.	Endres	Larmon	Saunders	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1437) entitled "An act to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Mitchell	Stevens, J. H.
Acker	Crawford	Hoag	Monaghan	Stevens, N.
Adams	Curtis	Huson	Mott	Stevens, W. C.
Ballantine	Davis	Johnson, A.	Mullaney	Stranahan
Barton	Decker	Jones	O'Connor, J. K.	Sullivan
Bennett	Deyo	Kerrigan	O'Hare	Sulzer
Blanchfield	Endres	Kimball	Pealer	Thompson
Blumenthal	Fish	Kurth	Pearsall	Tompkins
Boyce	Fitts	Lane, H. J.	Rhodes	Towne
Burns, W. B.	Gardenier	Lane, O. F.	Rice	Treadway
Byrne	Gibbs	Le Roy	Riley	Webster
Christie	Gretsinger	L'Hommedieu	Saunders	Weed
Clarke	Groat	Martin	Sawmiller	Whipple
Cooney	Guenther	McBride	Schaaff	White
Coons	Guibord	Menninger	Selleck	Willis
Cornell	Harwood	Miller	Shields	Wissig

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

On motion of Mr. Kerrigan, and by unanimous consent, the Senate bill No. 334, entitled "An act to amend chapter 230 of the Laws of 1886, entitled 'An act to amend chapter 254 of the Laws of 1879, entitled An act to amend chapter 87 of the Laws of 1875, entitled An act providing for the appointment of additional notaries public,' as amended by chapter 516 of the Laws of 1887" (Rec. No. 140), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Decker	Johnson, R.S.	Mitchell	Selleck
Acker	Dempsey	Jones	Monaghan	Shields
Andrus	Dinkelspiel	Kerrigan	Mott	Stevens, J. H.
Ballantine	Duffy	Kimball	Mullaney	Stevens, N.
Bennett	Endres	Kurth	Nixon	Stevens, W. C.
Blanchfield	Everett	Lane, H. J.	Nolan	Sullivan
Blumenthal	Fitts	Lane, O. F.	O'Connor, J.J.	Sulzer
Boyce	Gardenier	Larmon	O'Connor, J.K.	Towne
Bridges	Gretsinger	Lewis, B. B.	O'Hare	Townsend
Burns, J. I.	Groat	Lewis, R. J.	Page	Treadway
Burns, W. B.	Guenther	L'Hommedieu	Pealer	Weed
Byrne	Guibord	Mase	Pearsall	Whipple
Christie	Harwood	McBride	Rice	White
Clarke	Hitt	McTernan	Riley	Willis
Cooney	Hoag	Menninger	Saunders	Wissig
Cornell	Johnson, I. S.	Miller	Schaaff	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Stranahan, and by unanimous consent, Senate bill No. 519, entitled "An act further to amend chapter 427 of the Laws of 1855, entitled 'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes'" (Rec. No. 293), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	McBride	Rhodes
Acker	Coons	Guibord	McTernan	Riley
Ballantine	Cornell	Haffner	Menninger	Sage
Barton	Courtney	Harwood	Miller	Schaaff

Bennett	Crawford	Henderson	Mitchell	Shields
Blanchfield	Davis	Huson	Monaghan	Sohmer
Blumenthal	Decker	Johnson, A.	Mott	Stevens, J. H.
Boyce	Dempsey	Kimball	Nolan	Stevens, N.
Bradford	Deyo	Kurth	O'Connor, J. J.	Sulzer
Bridges	Dickinson	Lane, H. J.	O'Connor, J. K.	Thompson
Burns, J. I.	Duffy	Lane, O. F.	O'Hare	Webster
Burns, W. B.	Endres	Larmon	Page	Weed
Bush, R. P.	Everett	Lewis, B. B.	Pealer	Whipple
Byrne	Fitts	Lewis, R. J.	Pearsall	White
Byrnes	Gibbs	L'Hommedieu	Peck	Willis
Clarke	Gretsinger	Martin	Pierson	Wissig
Connelly	Groat			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. J. J. O'Connor, the Senate bill (No. 455) entitled "An act to amend chapter 546 of the Laws of 1887, entitled 'An act to provide for the organization of trust companies, for their supervision and for the administration of their affairs'" (Rec. No. 172), was announced for a third reading,

Mr. O'Hare moved to recommit said bill to the committee on banks.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 6}

Those who voted in the affirmative, were

Acker	Currier	Haffner	Monaghan	Selleck
Ballantine	Curtis	Harwood	Mott	Sheffer
Bennett	Decker	Henderson	Nixon	Stevens, J. H.
Blanchfield	Dempsey	Huson	Nolan	Stevens, N.
Boyce	Deyo	Johnson, I. S.	O'Connor, J. J.	Stevens, W. C.
Bridges	Dickinson	Jones	O'Connor, J. K.	Stewart
Burns, J. I.	Duffy	Kerrigan	O'Hare	Sullivan
Burns, W. B.	Everett	Kimball	Pearsall	Thompson
Byrnes	Fish	Lewis, B. B.	Peck	Towne
Christie	Fitts	Lewis, R. J.	Rhodes	Townsend
Clarke	Gardenier	L'Hommedieu	Rice	Van Vranken
Cooney	Gibbs	McBride	Riley	Webster
Coons	Gretsinger	McTernan	Sage	Weed
Cornell	Groat	Menninger	Sawmiller	Whipple
Courtney	Guibord	Mitchell	Schaaff	Wissig
Crawford				

Those who voted in the negative, were

Abbey	Connelly	Martin	Mullaney	Sulzer
Blumenthal				

Ordered, That the Clerk return said bill, to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Gibbs, and by unanimous consent, Senate bill No. 646, entitled "An act to amend section 707 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests of the city of New York,' relative to the street cleaning department" (Rec. No. 646), was announced for a third reading.

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	84 }
{ NOES	8 }

Those who voted in the affirmative, were

Abbey	Coons	Henderson	Menninger	Sohmer
Adams	Cornell	Hoag	Miller	Stein
Barton	Courtney	Huson	Mitchell	Stevens, J. H.
Blanchfield	Crawford	Johnson, I. S.	Monaghan	Stevens, W.C.
Blumenthal	Curtis	Jones	Mott	Sullivan
Boyce	Decker	Kelly	Mullaney	Sulzer
Bradford	Dempsey	Kerrigan	Nolan	Thompson
Brady	Duffy	Kimball	O'Connor, J. K.	Towne
Burns, J. I.	Endres	Lane, H. J.	O'Hare	Townsend
Bush, G. H.	Fish	Lane, O. F.	Pealer	Treadway
Bush, R. P.	Gardenier	Larmon	Rice	Van Vranken
Byrne	Gibbs	Le Roy	Riley	Webster
Byrnes	Greene	Lewis, B. B.	Sage	Weed
Christie	Gretsinger	L'Hommedieu	Sawmiller	White
Clarke	Guenther	Martin	Schaaff	Willis
Connelly	Haffner	McBride	Sheehan	Wissig
Cooney	Harwood	McTernan	Shields	

Those who voted in the negative, were

Acker	Deyo	Groat	Lewis, R. J.	Stewart
Bennett	Everett	King		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Gretsinger, and by unanimous consent, Senate bill No. 499, entitled "An act to authorize the selection and location

of certain grounds for public parks in the city of Brooklyn, and in the vicinity thereof" (Rec. No. 398), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Guenther	McTernan	Stevens, N.
Acker	Connelly	Guibord	Menninger	Stevens, W. C.
Adams	Cornell	Harwood	Miller	Stewart
Andrus	Courtney	Henderson	Mitchell	Stranahan
Ballantine	Crawford	Huson	Monaghan	Sullivan
Barton	Curtis	Johnson, I. S.	Mott	Thompson
Bennett	Decker	Kerrigan	Nixon	Towne
Blanchfield	Dempsey	Kimball	Nolan	Townsend
Blumenthal	Dickinson	King	O'Connor, J. K.	Treadway
Boyce	Dinkelspiel	Lane, H. J.	O'Hare	Van Vranken
Bradford	Duffy	Lane, O. F.	Riley	Webster
Brady	Endres	Larmon	Sage	Weed
Bridges	Fish	Le Roy	Schaaft	Whipple
Bush, R. P.	Fitts	Lewis, B. B.	Selleck	White
Byrne	Gardenier	Lewis, R. J.	Sheffer	Willis
Byrnes	Greene	L'Hommedieu	Stevens, J. H.	Wissig
Christie	Gretsinger	McBride		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Acker, and by unanimous consent, the bill (No. 1530) entitled "An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville,' as amended by chapter 374 of the Laws of 1888, and chapter 125 of the Laws of 1889," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Clarke	Gretsinger	Lewis, R. J.	Saunders
Acker	Connelly	Groat	L'Hommedieu	Schaaft
Adams	Cooney	Guenther	McBride	Selleck
Andrus	Cornell	Guibord	McTernan	Stevens, J. H.
Ballantine	Courtney	Haffner	Menninger	Stevens, N.
Barton	Crawford	Henderson	Miller	Stewart
Bennett	Curtis	Huson	Mitchell	Sullivan
Blumenthal	Decker	Johnson, R. S.	Monaghan	Thompson

Boyce	Dempsey	Jones	Mott	Towne
Bradford	Deyo	Kelly	Mullaney	Townsend
Brady	Dickinson	Kerrigan	O'Connor, J. K.	Treadway
Bridges	Dinkelspiel	Kimball	O'Hare	Webster
Burns, J. I.	Duffy	King	Pealer	Weed
Bush, R. P.	Endres	Lane, H. J.	Pearsall	Whipple
Byrne	Everett	Lane, O. F.	Peck	Willis
Byrnes	Fitts	Le Roy	Rhodes	Wissig
Christie	Greene	Lewis, B. B.	Riley	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1422) entitled "An act to authorize the appointment of an officer to be known as the warden of the grand jury in the city of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 97}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Henderson	Miller	Selleck
Acker	Courtney	Hitt	Mitchell	Sheehan
Adams	Crawford	Huson	Monaghan	Sheffer
Ballantine	Curtis	Johnson, A.	Mott	Sohmer
Barton	Decker	Johnson, H. C.	Mullaney	Stein
Bennett	Dempsey	Johnson, I. S.	Nixon	Stevens, J. H.
Blanchfield	Deyo	Johnson, R. S.	O'Connor, J. J.	Stevens, N.
Blumenthal	Dickinson	Jones	O'Connor, J. K.	Stevens, W. C.
Boyce	Duffy	Kelly	O'Hare	Stewart
Brady	Endres	Kerrigan	Page	Stranahan
Bridges	Everett	Kimball	Pealer	Sullivan
Burns, W. B.	Fish	Kurth	Pearsall	Sulzer
Bush, G. H.	Fitts	Lane, H. J.	Peck	Towne
Bush, R. P.	Gardenier	Lane, O. F.	Rhodes	Townsend
Byrne	Greene	Le Roy	Riley	Treadway
Byrnes	Gretsingher	Lewis, B. B.	Sage	Webster
Christie	Groat	Lewis, R. J.	Saunders	Weed
Clarke	Guenther	L'Hommedieu	Sawmiller	Whipple
Connelly	Guibord	McBride	Schaaff	White
Cooney	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Acker, and by unanimous consent Senate bill No. 620, entitled "An act in relation to the office of the sheriff of the city and county of New York" (Rec. No. 436), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Currier	Johnson, A.	Mott	Sheehan
Acker	Curtis	Johnson, H.C.	Mullaney	Sheffer
Andrus	Decker	Johnson, I. S.	Nixon	Stein
Ballantine	Dempsey	Johnson, R.S.	Nolan	Stevens, J. H.
Barton	Deyo	Jones	O'Connor, J.J.	Stevens, N.
Bennett	Dickinson	Kerrigan	O'Connor, J.K.	Stewart
Blumenthal	Endres	Kimball	Pealer	Sullivan
Boyce	Fish	King	Pearsall	Towne
Brady	Fitts	Kurth	Peck	Townsend
Bridges	Gardenier	Lane, H. J.	Pierson	Treadway
Burns, J. I.	Greene	Lewis, B. B.	Rhodes	Webster
Bush, R. P.	Guenther	L'Hommedieu	Rice	Weed
Clarke	Haffner	McBride	Saunders	Whipple
Connelly	Henderson	McTernan	Sawmiller	Willis
Courtney	Hoag	Miller	Schaaff	Wissig
Crawford	Huson	Mitchell	Selleck	

For the negative,

Groat

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 439) entitled "An act to provide for the expense of conducting public elections," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 92}
{NOES 00}

Those who voted in the affirmative, were

Acker	Courtney	Henderson	McTernan	Sawmiller
Andrus	Crawford	Hoag	Menninger	Schaaff
Ballantine	Currier	Huson	Miller	Selleck
Barton	Curtis	Johnson, A.	Mitchell	Sheehan
Bennett	Decker	Johnson, H.C.	Monaghan	Sheffer
Blanchfield	Dempsey	Johnson, I. S.	Mott	Schmer
Blumenthal	Deyo	Johnson, R.S.	Nixon	Stevens, J. H.
Boyce	Dickinson	Jones	Nolan	Stevens, N.
Brady	Dinkelspiel	Kimball	O'Connor, J.J.	Stevens, W. C.
Burns, J. I.	Endres	King	O'Connor, J.K.	Stewart
Bush, G. H.	Everett	Lane, H. J.	Pealer	Sullivan
Bush, R. P.	Fish	Lane, O. F.	Pearsall	Sulzer
Byrne	Fitts	Le Roy	Peck	Towne
Byrnes	Gibbs	Lewis, B. B.	Pierson	Townsend
Christie	Greene	Lewis, R. J.	Rhodes	Treadway

Clarke	Groat	L'Hommedieu	Riley	Webster
Cooney	Guenther	Martin	Sage	Weed
Coons	Guibord	McBride	Saunders	Willis
Cornell	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 505) entitled "An act in relation to the heirs of Roger A. Flood, late of the city of Troy, deceased" (Rec. No. 301), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 88}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Courtney	Hafner	McTernan	Saunders
Acker	Crawford	Henderson	Menninger	Sawmiller
Ballantine	Currier	Huson	Mitchell	Sheffer
Barton	Curtis	Johnson, H.C.	Monaghan	Shields
Bennett	Decker	Jones	Mott	Stevens, J. H.
Blanchfield	Dempsey	Kelly	Nixon	Stevens, N.
Blumenthal	Deyo	Kerrigan	Nolan	Stevens, W. C.
Bradford	Dickinson	Kimball	O'Connor, J.J.	Stewart
Brady	Duffy	King	O'Connor, J.K.	Sulzer
Bridges	Endres	Kurth	O'Hare	Thompson
Bush, R. P.	Everett	Lane, H. J.	Pealar	Towne
Byrne	Fish	Lane, O. F.	Pearshall	Townsend
Christie	Fitts	Larmon	Peck	Treadway
Clarke	Greene	Le Roy	Pierson	Webster
Connelly	Gretsinger	Lewis, B. B.	Rhodes	Weed
Cooney	Groat	Lewis R. J.	Rice	Whipple
Coons	Guenther	Martin	Sage	Willis
Cornell	Guibord	McBride		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 78) entitled "An act for the purpose of securing an efficient and thorough inspection of the metalliferous and other mines within the State of New York, and to provide for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and to provide for the appointment of a mining inspector, and to prescribe his duties and powers" (Rec. No. 336), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Acker	Cornell	Haffner	Martin	Schaaff
Adams	Courtney	Harwood	Monaghan	Sheehan
Andrus	Crawford	Henderson	Mott	Stevens, J. B.
Ballantine	Currier	Hoag	Nolan	Stevens, N.
Barton	Curtis	Huson	O'Connor, J. J.	Stevens, W. C.
Bennett	Decker	Jonsson, A.	O'Connor, J. K.	Stewart
Blanchfield	Dempsey	Johnson, H. C.	O'Hare	Sullivan
Blumenthal	Dickinson	Johnson, I. S.	Page	Sulzer
Boyce	Dinkelspiel	Jones	Pealer	Towne
Brady	Endres	Kelly	Pearsall	Townsend
Burns, J. I.	Fish	Kerrigan	Pierson	Treadway
Bush, R. P.	Fitts	Kimball	Rhodes	Webster
Byrnes	Gibbs	Lane, H. J.	Rice	Weed
Christie	Greene	Lane, O. F.	Riley	Whipple
Clarke	Gretsinger	Lewis, B. B.	Sage	Willis
Connelly	Groat	L'Hommedieu	Saunders	Wissig
Cooney	Guenther			

For the negative,

Larmon

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Fish introduced a bill entitled "An act to provide ways and means for the support of government" (Int. No. 1179), which was read the first time.

On motion of Mr. Fish, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Harwood	Mase	Saunders
Acker	Courtney	Henderson	McBride	Selleck
Adams	Crawford	Hoag	McTernan	Sheehan
Andrus	Currier	Huson	Menninger	Sheffer
Ballantine	Curtis	Johnson, A.	Miller	Shields
Barton	Decker	Johnson, H. C.	Mitchell	Stevens, J. H.
Bennett	Dempsey	Johnson, I. S.	Mott	Stevens, N.
Blanchfield	Deyo	Johnson, R. S.	Nixon	Stevens, W. C.
Blumenthal	Dickinson	Jones	Nolan	Stewart
Boyce	Dinkelspiel	Kelly	O'Connor, J. J.	Sullivan
Bradford	Duffy	Kerrigan	O'Connor, J. K.	Sulzer
Brady	Endres	Kimball	O'Hare	Thompson
Bridges	Everett	King	Page	Towne

Burns, J. I.	Fish	Kurth	Pealer	Townsend
Bush, R. P.	Fitts	Lane, H. J.	Pearsall	Treadway
Byrne	Gardenier	Lane, O. F.	Peck	Van Vranken
Byrnes	Greene	Larmon	Pierson	Webster
Christie	Gretsinger	Le Roy	Rhodes	Weed
Clarke	Groat	Lewis, B. B.	Rice	Whipple
Connelly	Guenther	Lewis, R. J.	Riley	Willis
Cooney	Guibord	L'Hommedieu	Sage	Wissig
Coons	Haffner			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill (No. 545) entitled "An act to authorize the city of Brooklyn to acquire land and premises for public dock purposes, and to provide the means of payment therefor" (Rec. No. 272), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 81}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cornell	Huson	Mase	Sohmer
Acker	Crawford	Johnson, A.	McBride	Stevens, J. H.
Andrus	Currier	Johnson, H. C.	Menninger	Stevens, N.
Ballantine	Curtis	Johnson, J. S.	Miller	Stevens, W. C.
Barton	Decker	Jones	Mitchell	Stewart
Bennett	Dempsey	Kelly	Monaghan	Sullivan
Blanchfield	Deyo	Kerrigan	Mullaney	Sulzer
Blumenthal	Dinkelspiel	Kimball	O'Connor, J. J.	Towne
Bradford	Fish	Kurth	O'Connor, J. K.	Treadway
Brady	Fitts	Lane, H. J.	O'Hare	Van Vranken
Bridges	Gibbs	Lane, O. F.	Page	Webster
Burns, J. I.	Greene	Larmon	Pealer	Weed
Bush, R. P.	Gretsinger	Le Roy	Rhodes	Whipple
Byrne	Groat	Lewis, R. J.	Rice	White
Clarke	Guibord	L'Hommedieu	Schaaff	Willis
Connelly	Harwood	Martin	Sheehan	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 202) entitled "An act to amend chapter 40 of the Laws of 1848, entitled as amended by chapter 838 of the Laws of 1866, 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes'" (Rec. No. 443), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
 { NOES 00 }

Those who voted in the affirmative, were

Acker	Crawford	Johnson, A.	McBride	Sheffer
Adams	Currier	Johnson, H. C.	Miller	Steven, J. H.
Andrus	Curtis	Johnson, I. S.	Mitchell	Stevens, N.
Ballantine	Decker	Jones	Mullaney	Stevens, W. C.
Bennett	Deyo	Kelly	Nixon	Stewart
Blanchfield	Dickinson	Kerrigan	O'Connor, J. K.	Stranahan
Blumenthal	Dinkelspiel	Kimball	O'Hare	Sullivan
Bradford	Fish	King	Page	Thompson
Bridges	Fitts	Lane, H. J.	Pealer	Towne
Burns, J. I.	Greene	Lane, O. F.	Pearsall	Van Vranken
Bush, R. P.	Gretsinger	Larmon	Rhodes	Webster
Byrne	Groat	Le Roy	Rice	Weed
Christie	Guibord	Lewis, B. B.	Riley	Whipple
Clarke	Haffner	Lewis, R. J.	Sawmiller	White
Connelly	Harwood	L'Hommedieu	Selleck	Willis
Cooney	Huson	Martin	Sheehan	Wissig
Cornell				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. R. J. Lewis, and by unanimous consent, Senate bill No. 537, entitled "An act to amend the Penal Code by adding an additional section thereto to be known as 'section 254a,' and relating to libel," was ordered read the third time to-morrow at 10 o'clock, A. M.

Pursuant to resolution of the Assembly, the Senate returned the bill (No. 1130) entitled "An act to amend chapter 459 of the Laws of 1889, entitled 'An act to authorize the establishment of an electrical plant for the purpose of lighting the city of Jamestown, New York, with electric light, and to empower the common council of said city to raise the necessary funds therefor.'"

On motion of Mr. Towne, said bill was laid upon the table.

On motion of Mr. Crawford, and by unanimous consent, Senate bill No. 538, entitled "An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries,' as amended by chapter 113 of the Laws of 1885," was ordered read the third time at 10.30 o'clock to-night.

On motion of Mr. Nolan, and by unanimous consent, Senate bill No. 367, entitled "An act to amend chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies'" (Rec. No. 170), was announced for a third reading.

On motion of Mr. Nolan, and by unanimous consent, the title was amended so as to read as follows:

"An act to amend chapter 51 of the Laws of 1870, entitled 'An act to amend the act entitled An act for the incorporation of benevolent,

charitable, scientific and missionary societies,' passed April 12, 1848."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Christie	Guenther	McBride	Sheehan
Acker	Clarke	Guibord	McTernan	Sheffer
Andrus	Cornell	Haffner	Menninger	Shields
Ballantine	Courtney	Huson	Miller	Stein
Barton	Crawford	Johnson, H. C.	Mitchell	Stevens, J. H.
Bennett	Currier	Johnson, I. S.	Mullaney	Stevens, N.
Blanchfield	Curtis	Jones	Nixon	Sullivan
Blumenthal	Decker	Kerrigan	Nolan	Sulzer
Boyce	Dempsey	Kimball	O'Connor, J. J.	Thompson
Bradford	Dinkelspiel	Lane, H. J.	O'Connor, J. K.	Towne
Brady	Endres	Lane, O. F.	Pearsall	Townsend
Bridges	Fish	Larmon	Rhodes	Van Vranken
Burns, J. I.	Fitts	Le Roy	Rice	Weed
Bush, R. P.	Gibbs	Lewis, B. B.	Riley	Whipple
Byrne	Greene	Lewis, R. J.	Sage	Wissig
Byrnes	Groat	L'Hommedieu	Schaaff	

For the negative,

Deyo

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1362) entitled "An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,'" having been announced for a third reading,

On motion of Mr. R. P. Bush, said bill was laid upon the table.

The bill (No. 1327) entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,'" having been announced for a third reading,

On motion of Mr. Gretsinger, said bill was laid upon the table.

The bill (No. 968) entitled "An act to further amend chapter 26 of the Laws of 1885, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 100}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guenther	Martin	Sage
Acker	Coons	Guibord	McBride	Saunders
Adams	Cornell	Haffner	McTernan	Sawmiller
Andrus	Courtney	Harwood	Menninger	Selleck
Ballantine	Currier	Henderson	Miller	Sheehan
Barton	Curtis	Huson	Mitchell	Sheffer
Bennett	Decker	Johnson, A.	Monaghan	Stein
Blanchfield	Dempsey	Johnson, H.C.	Mott	Stevens, J. H.
Blumenthal	Deyo	Johnson, I. S.	Nixon	Stevens, N.
Boyce	Dickinson	Johnson, R.S.	O'Connor, J.J.	Stewart
Bradford	Dinkelspiel	Jones	O'Connor, J.K.	Sullivan
Bridges	Duffy	Kelly	O'Hare	Sulzer
Burns, J. I.	Endres	Kerrigan	Page	Thompson
Burns, W. B.	Everett	Kimball	Pealer	Towne
Bush, R. P.	Fish	King	Pearsall	Townsend
Byrne	Gardenier	Lane, H. J.	Peck	Treadway
Byrnes	Gibbs	Lane, O. F.	Pieison	Weed
Christie	Greene	Larmon	Rhodes	Whipple
Clarke	Gretsinger	Le Roy	Rice	White
Connelly	Groat	L'Hommedieu	Riley	Willis

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1502) entitled "An act to amend chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego fire department of the city of Oswego, by adding thereto an additional section to be known as section six,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 91}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Connelly	Guenther	L'Hommedieu	Selleck
Acker	Cooney	Guibord	McBride	Sheffer
Adams	Coons	Haffner	McTernan	Stein
Andrus	Cornell	Henderson	Menninger	Stevens, J. H.
Ballantine	Courtney	Huson	Miller	Stevens, N.
Barton	Crawford	Johnson, A.	Mitchell	Stewart
Bennett	Curtis	Johnson, H.C.	Monaghan	Stranahan
Blumenthal	Decker	Johnson, I.S.	Mott	Sullivan
Boyce	Dempsey	Jones	Mullaney	Sulzer
Bradford	Deyo	Kelly	Nolan	Thompson
Brady	Dinkelspiel	Kerrigan	O'Connor, J.K.	Towne
Bridges	Duffy	Kimball	O'Hare	Townsend

Burns, J. I.	Endres	King	Peck	Treadway
Burns, W. B.	Everett	Lane, H. J.	Pierson	Weed
Bush, R. P.	Fish	Lane, O. F.	Riley	Whipple
Byrne	Greene	Le Roy	Sage	White
Byrnes	Gretsinger	Lewis, B. B.	Saunders	Willis
Christie	Groat	Lewis, R. J.	Schaaff	Wissig
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following entitled bills:

"An act to amend section 951 of chapter 410 of the Laws of 1882, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," as to arrearage records in the finance department" (Rec. No. 475), which was read the first time and referred to the committee on affairs of cities.

"An act to amend sections 7, 9 and 11 of title 20 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' with reference to elections" (Rec. No. 476), was read the first time.

On motion of Mr. McTernan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and to be read the third time to-night.

"An act to provide for the construction of a drain or sewer in the towns of Chili and Gates, and the Fifteenth and Ninth wards of the city of Rochester" (Rec. No. 477), which was read the first time.

On motion of Mr. Kerrigan, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend section 1871 of the Code of Civil Procedure, relating to judgment creditor's actions" (Rec. No. 478), which was read the first time and referred to the committee on the judiciary.

"An act to incorporate the church insurance association" (Rec. No. 479), which was read the first time and referred to the committee on charitable and religious societies.

"An act to amend chapter 450 of the Laws of 1881, entitled 'An act to secure the registration of plumbers, and the supervision of plumbing and drainage in the cities of New York and Brooklyn,' and making the same apply to all cities of the State" (Rec. No. 480), which was read the first time.

On motion of Mr. Green, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 716 of the Laws of 1887, entitled "An act in relation to electrical conductors in the city of New York" (Rec. No. 481), which was read the first time.

On motion of Mr. Gibbs, and by unanimous consent, said bill was read the second and third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 2 }

Those who voted in the affirmative, were

Abbey	Currier	Haffner	McBride	Sohmer
Acker	Curtis	Harwood	Menninger	Stein
Adams	Decker	Huson	Monaghan	Stevens, J. H.
Andrus	Dempsey	Johnson, H. C.	Mott	Stevens, N.
Ballantine	Deyo	Jones	Mullaney	Stevens, W. C.
Bennett	Dinkelspiel	Kelly	Nixon	Stranahan
Blumenthal	Duffy	Kerrigan	O'Connor, J. K.	Sullivan
Brady	Endres	Kimball	O'Hare	Sulzer
Burns, J. I.	Fish	Kurth	Page	Thompson
Bush, G. H.	Fitts	Lane, H. J.	Rhodes	Townsend
Byrne	Gardenier	Lane, O. F.	Riley	Treadway
Clarke	Gibbs	Larmon	Sage	Webster
Cooney	Greene	Lewis, B. B.	Sawmiller	Weed
Cornell	Gretsinger	L'Hommedieu	Schaaff	Whipple
Courtney	Groat	Martin	Sheehan	Willis
Crawford	Guibord	Mase	Sheffer	Wissig

Those who voted in the negative, were

Connelly King

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Senate was received and read requesting the return to the Senate of Senate bill No. 416, entitled "An act to adjust and confirm a fair and equitable assessment of the expense of constructing sewers in Tenth avenue between Kingsbridge road and One Hundred and Seventy-third street, in the city of New York," for the purpose of amendment.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill (No. 237) entitled "An act to provide for the improvement of the bridge paths in the Central park of the city of New York" (Rec. No. 377), with a message that they non-concur in the amendments of the Senate thereto, that they have appointed a committee of conference thereon, consisting of Messrs. Cantor, Stewart and Richardson, and request the appointment of a like committee on the part of the Assembly.

Mr. Stranahan moved that a like committee be appointed on the part of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Stranahan, Adams, W. C. Stevens, Dinkelspiel and Huson.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have consented to the appointment of a committee of conference thereon.

The Senate returned the bill entitled "An act to amend section 1127 of the Code of Civil Procedure, relating to exemptions from jury duty in the county of Kings" (No. 1145), with a message that they have concurred in the passage of the same, with the following amendments:

(Reference to the engrossed bill.)

Section 1, line 1, before the word "section," second occurring, insert the words "subdivision 13 of."

Same section, line 3, after the word "amended," strike out the words "by inserting in lieu of subdivision 13 the following subdivision, to be known as subdivision 13," and inserting in lieu thereof the words "so as to read as follows."

Same section, line 6, after the word "soldiers," strike out the word "of," and insert the words "sailors serving in the Union army or navy during."

Same section, after line 8, insert the following:

"§ 2. Said section 1127 is hereby further amended by adding thereto a new subdivision, to be known as subdivision 13 as follows."

Same section, line 9, change "13" to "14."

Change "§ 2" to "§ 3."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{	AYES	79	}
{	NOES	1	}

Those who voted in the affirmative, were

Abbey	Cooney	Harwood	McBride	Riley
Acker	Cornell	Huson	McTernan	Sage
Adams	Currier	Johnson, A.	Menninger	Schaaff
Andrus	Curtis	Johnson, I. S.	Miller	Sohmer
Ballantine	Decker	Jones	Mitchell	Stevens, J. H.
Barton	Deyo	Kerrigan	Monaghan	Stevens, W. C.
Bennett	Dinkelspiel	Kimball	Mott	Stewart
Blanchfield	Endres	Kurth	Mullaney	Sullivan
Blumenthal	Fish	Lane, H. J.	Nixon	Thompson
Bradford	Fitts	Lane, O. F.	O'Connor, J. J.	Towne
Brady	Gardenier	Larmon	O'Connor, J. K.	Townsend
Burns, J. I.	Gibbs	Lewis, B. B.	O'Hare	Weed
Burns, W. B.	Greene	Lewis, R. J.	Pealer	Whipple
Byrne	Groat	L'Hommedieu	Pearsall	Willis
Christie	Guenther	Martin	Rhodes	Wissig
Clarke	Guibord	Mase	Rice	

For the negative,

Webster

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The bill (No. 777) entitled "An act to authorize the alteration of the map or plan of a portion of the city of New York in the Twenty-third ward of said city," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Connolly	Groat	L'Hommedieu	Schaaff
Acker	Cooney	Guenther	Martin	Sheehan
Adams	Coons	Guibord	McBride	Sheffer
Andrus	Cornell	Haffner	McTernan	Shields
Ballantine	Courtney	Henderson	Menninger	Stevens, J. H.
Barton	Currier	Johnson, A.	Miller	Stevens, N.
Bennett	Curtis	Johnson, H. C.	Mitchell	Stewart
Blanchfield	Decker	Johnson, I. S.	Monaghan	Stranahan
Blumenthal	Dempsey	Johnson, R. S.	Nixon	Sullivan
Boyce	Deyo	Jones	O'Connor, J. K.	Sulzer
Brady	Dickinson	Kerrigan	O'Hare	Thompson
Bridges	Dinkelspiel	Kimball	Page	Towne
Burns, J. I.	Duffy	Kurth	Pealer	Townsend
Burns, W. B.	Endres	Lane, H. J.	Pierson	Treadway
Byrne	Everett	Lane, O. F.	Rhodes	Whipple
Byrnes	Fish	Larmon	Rice	White
Christie	Fitts	Le Roy	Sage	Willis
Clarke	Gardenier	Lewis, B. B.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill (No. 1528) entitled "An act to amend section 37 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" having been announced for a third reading,

Mr. Sulzer moved to recommit said bill to the committee on affairs of cities with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 39 }
{ NOES 57 }

Those who voted in the affirmative, were

Abbey	Cooney	Haffner	Monaghan	Stein
Blanchfield	Coons	Henderson	Mullaney	Stevens, J. H.
Blumenthal	Cornell	Kelly	O'Hare	Sullivan
Boyce	Dempsey	Kerrigan	Pealer	Sulzer
Byrne	Duffy	Lane, O. F.	Rice	Van Vranken
Byrnes	Endres	Martin	Sheehan	Webster
Clarke	Greene	McBride	Shields	Wissig
Connolly	Guenther	McTernan	Sohmer	

Those who voted in the negative, were

Acker	Curtis	Johnson, H. C.	L'Hommedieu	Selleck
Adams	Decker	Johnson, I. S.	Mase	Sheffer

Andrus	Deyo	Johnson, R. S.	Miller	Stevens, N.
Ballantine	Dinkelspiel	Jones	Mitchell	Stevens, W. C.
Barton	Everett	Kimball	Mott	Stewart
Bennett	Fish	King	Nixon	Towne
Bradford	Fitts	Kurth	Page	Treadway
Brady	Gibbs	Lane, H. J.	Pierson	Weed
Bridges	Gretsinger	Larmon	Rhodes	Whipple
Christie	Groat	Le Roy	Riley	Willis
Crawford	Guibord	Lewis, B. B.	Saunders	Speaker
Currier	Hoag			

Said bill was then read the third time.

Mr. R. J. Lewis moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 64}
{NOES 47}

Those who voted in the affirmative, were

Acker	Decker	Johnson, A.	L'Hommedieu	Sheffer
Adams	Deyo	Johnson, H. C.	Mase	Stevens, N.
Andrus	Dickinson	Johnson, I. S.	Miller	Stevens, W. C.
Ballantine	Dinkelspiel	Johnson, R. S.	Mitchell	Stewart
Barton	Everett	Jones	Mott	Stranahan
Bennett	Fish	Kimball	Nixon	Thompson
Bradford	Fitts	King	Page	Towne
Bridges	Gardenier	Kurth	Pearsall	Treadway
Burns, J. I.	Gibbs	Lane, H. J.	Peck	Weed
Christie	Gretsinger	Larmon	Pierson	Whipple
Crawford	Groat	Le Roy	Rhodes	Willis
Currier	Guibord	Lewis, B. B.	Saunders	Speaker
Curtis	Hoag	Lewis, R. J.	Selleck	

Those who voted in the negative, were

Abbey	Coons	Huson	Nolan	Shields
Blanchfield	Cornell	Kelly	O'Connor, J. J.	Sohmer
Blumenthal	Courtney	Kerrigan	O'Hare	Stein
Boyce	Dempsey	Lane, O. F.	Pealer	Stevens, J. H.
Brady	Duffy	Martin	Rice	Sullivan
Bush, R. P.	Endres	McBride	Riley	Sulzer
Byrne	Greene	McTernan	Sage	Townsend
Byrnes	Haffner	Monaghan	Schaaff	Van Vranken
Connelly	Harwood	Mullaney	Sheehan	Wissig
Cooney	Henderson			

Mr. Gibbs moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to

said motion to lay upon the table, and it was determined in the affirmative.

The Senate bill (Rec. No. 440) entitled "An act making an appropriation for providing and equipping a carpenter shop outside of the Capitol building, and for removing the present carpenter shop and apparatus thereto," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrnes	Everett	King	Pearsall
Acker	Christie	Fish	Kurth	Rhodes
Adams	Clarke	Gardenier	Lane, H. J.	Riley
Andrus	Connelly	Gibbs	Lane, O. F.	Schaaff
Ballantine	Cooney	Greene	Larmon	Selleck
Barton	Cornell	Gretsinger	Le Roy	Sheehan
Bennett	Crawford	Groat	Lewis, B. B.	Sheffer
Blanchfield	Currier	Guibord	L'Hommedieu	Shields
Blumenthal	Curtis	Harwood	Martin	Stevens, J. H.
Boyce	Decker	Henderson	Mase	Stevens, N.
Bradford	Dempsey	Huson	McBride	Stevens, W. C.
Brady	Deyo	Johnson, A.	McTernan	Towne
Bridges	Dickinson	Johnson, I. S.	Mitchell	Townsend
Burns, J. I.	Dinkelspiel	Johnson, R. S.	Mullaney	Treadway
Bush, R. P.	Duffy	Jones	O'Connor, J. K.	Van Vranken
Byrne	Endres	Kimball	O'Hare	Whipple

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill (No. 345) entitled "An act further to amend chapter 183 of the Laws of 1885, entitled 'An act to prevent deception in the sale of dairy products, and to preserve the public health, being supplementary to and in aid of chapter 202 of the Laws of 1884, entitled An act to prevent deception in sales of dairy products'" (Rec. No. 128), with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

Mr. Pearsall moved to take from the table the motion to reconsider the vote by which Assembly bill No. 1391, entitled "An act to amend chapter 392 of the Laws of 1883, entitled 'An act to further define property that shall be subject to taxation, and providing for the assessment of mortgages, judgments and other evidences of debt,'" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

{ AYES 60 }
{ NOES 42 }

Those who voted in the affirmative, were

Abbey	Crawford	Guibord	Lewis, B. B.	Saunders
Acker	Curtis	Harwood	Mase	Selleck
Ballantine	Decker	Henderson	Miller	Sheffer
Barton	Dempsey	Huson	Mitchell	Stevens, N.
Bennett	Deyo	Johnson, A.	Mott	Stewart
Boyce	Dickinson	Johnson, I. S.	Nixon	Stranahan
Bradford	Everett	Johnson, R. S.	Page	Thompson
Bridges	Fish	Jones	Pealer	Towne
Bush, G. H.	Fitts	Kurth	Pearsall	Treadway
Bush, R. P.	Gardenier	Lane, H. J.	Peck	Van Vranken
Christie	Greene	Lane, O. F.	Pierson	Whipple
Cornell	Groat	Larmon	Rhodes	White

Those who voted in the negative, were

Blanchfield	Courtney	King	Mullaney	Sohmer
Blumenthal	Dinkelspiel	Le Roy	Nolan	Stevens, J. H.
Brady	Duffy	Lewis, R. J.	O'Connor, J. J.	Sullivan
Burns, J. I.	Gibbs	Martin	O'Connor, J. K.	Sulzer
Byrne	Gretsinger	McBride	O'Hare	Townsend
Byrnes	Haffner	McTernan	Riley	Webster
Clarke	Johnson, H. C.	Menninger	Schaaff	Weed
Connelly	Kelly	Monaghan	Shields	Wissig
Cooney	Kerrigan			

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 60 }
{ NOES 40 }

Those who voted in the affirmative, were

Abbey	Crawford	Harwood	Mase	Saunders
Acker	Curtis	Henderson	Miller	Selleck
Ballantine	Decker	Huson	Mitchell	Sheffer
Bennett	Dempsey	Johnson, A.	Mott	Stevens, N.
Boyce	Deyo	Johnson, I. S.	Nixon	Stevens, W. C.
Bradford	Dickinson	Johnson, R. S.	Page	Stewart
Bridges	Fish	Jones	Pealer	Stranahan
Bush, G. H.	Fitts	Lane, H. J.	Pearsall	Thompson
Bush, R. P.	Gardenier	Lane, O. F.	Peck	Towne
Christie	Greene	Larmon	Pierson	Van Vranken
Coons	Groat	Lewis, B. B.	Rhodes	Whipple
Cornell	Guibord	L'Hommedieu	Sage	Willis

Those who voted in the negative, were

Blanchfield	Dinkelspiel	Kerrigan	Mullaney	Sohmer
Blumenthal	Duffy	Le Roy	Nolan	Stevens, J. H.
Brady	Gibbs	Lewis, R. J.	O'Connor, J. J.	Sullivan

Burns, W. B.	Gretsinger	Martin	O'Connor, J. K.	Sulzer
Byrne	Haffner	McBride	O'Hare	Townsend
Byrnes	Hoag	McTernan	Riley	Webster
Connelly	Johnson, H. C.	Menninger	Schaaff	Weed
Cooney	Kelly	Monaghan	Shields	Wissig

The Senate bill (No. 538) entitled "An act to amend chapter 346 of the Laws of 1884, entitled 'An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries,' as amended by chapter 113 of the Laws of 1885" (Rec. No. 428), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Acker	Cornell	Groat	Lewis, R. J.	Pierson
Adams	Courtney	Guibord	L'Hommedieu	Rhodes
Ballantine	Crawford	Haffner	Martin	Riley
Barton	Curtis	Harwood	McBride	Schaaff
Bennett	Decker	Henderson	McTernan	Sheffer
Blanchfield	Dempsey	Johnson, A.	Menninger	Sohmer
Blumenthal	de Peyster	Johnson, H. C.	Miller	Stevens, N.
Bradford	Dickinson	Johnson, I. S.	Mitchell	Stevens, W. C.
Brady	Dinkelspiel	Jones	Monaghan	Stewart
Bridges	Everett	Kerrigan	Mott	Sullivan
Burns, J. I.	Fish	King	Nixon	Towne
Byrne	Fitts	Lane, H. J.	O'Connor, J. J.	Townsend
Christie	Gardenier	Lane, O. F.	O'Connor, J. K.	Van Vranken
Clarke	Gibbs	Larmon	O'Hare	Webster
Connelly	Greene	Le Roy	Pearsall	Weed
Cooney	Gretsinger	Lewis, B. B.	Peck	Whipple
Coons				

For the negative,

Deyo

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (not printed) entitled "An act to amend sections 7, 9 and 11 of title 20 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interest in the city of Brooklyn,' with reference to elections" (Rec. No. 476), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Clarke	Gardenier	Larmon	Saunders
Acker	Cooney	Gretsinger	Le Roy	Schaaff
Adams	Coons	Groat	Lewis, B. B.	Selleck
Ballantine	Cornell	Guenther	Lewis, R. J.	Sohmer
Bennett	Courtney	Guibord	L'Hommedieu	Stevens, N.
Blanchfield	Crawford	Haffner	Martin	Stevens, W. C.
Blumenthal	Curtis	Harwood	McBride	Stewart
Boyce	Decker	Henderson	McTernan	Sullivan
Bradford	Dempsey	Huson	Menninger	Towne
Brady	de Peyster	Johnson, A.	Miller	Treadway
Bridges	Deyo	Johnson, I. S.	Mott	Van Vranken
Burns, J. I.	Duffy	Jones	Nixon	Webster
Bush, G. H.	Endres	Kelly	O'Connor, J. K.	Weed
Bush, R. P.	Everett	Kerrigan	Pearsall	White
Byrne	Fish	Kurth	Peck	Wissig
Christie	Fitts	Lane, O. F.	Pierson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Stewart, and by unanimous consent, the bill (No. 1470) entitled "An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons and for other purposes connected therewith,' by adding an additional section thereto to be known as section 116," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Christie	Greene	Lewis, B. B.	Sheehan
Acker	Clarke	Groat	Lewis, R. J.	Shields
Adams	Connelly	Guenther	L'Hommedieu	Stevens, N.
Andrus	Cooney	Guibord	McBride	Stevens, W. C.
Ballantine	Cornell	Henderson	McTernan	Stewart
Barton	Courtney	Johnson, A.	Mitchell	Sullivan
Bennett	Crawford	Johnson, H. C.	Monaghan	Towne
Blanchfield	Curtis	Johnson, I. S.	O'Connor, J. K.	Townsend
Blumenthal	Decker	Jones	O'Hare	Treadway
Boyce	de Peyster	Kelly	Rhodes	Van Vranken
Bradford	Deyo	Kerrigan	Sage	Webster
Brady	Everett	Kurth	Saunders	Weed
Bridges	Fitts	Lane, O. F.	Sawmiller	Whipple

Bush, R. P.	Gardenier	Larmon	Schaaff	Willis
Byrne	Gibbs	Le Roy	Selleck	Wissig
Byrnes				

Those who voted in the negative, were

Endres Sulzer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Jones, and by unanimous consent, Senate bill No. 419, entitled "An act making an appropriation for the normal and training school at Brockport" (Rec. No. 263), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 5 }

Those who voted in the affirmative, were

Acker	Curtis	Kerrigan	O'Connor, J. K.	Stevens, W. C.
Adams	Decker	Lane, H. J.	O'Hare	Stranahan
Andrus	de Peyster	Larmon	Pearsall	Sullivan
Blanchfield	Everett	Le Roy	Peck	Sulzer
Bradford	Fish	Lewis, B. B.	Pierson	Thompson
Bush, R. P.	Fitts	Lewis, R. J.	Rhodes	Towne
Byrne	Gardenier	L'Hommedieu	Rice	Townsend
Byrnes	Gibbs	Martin	Saunders	Treadway
Clarke	Greene	McBride	Sawmiller	Van Vranken
Connelly	Groat	McTernan	Schaaff	Webster
Cooney	Guibord	Menninger	Sheehan	Weed
Cornell	Haffner	Miller	Sheffer	Whipple
Courtney	Harwood	Monaghan	Stein	Willis
Crawford	Henderson	Mott	Stevens, J. H.	Wissig
Currier	Jones	Nolan	Stevens, N.	

Those who voted in the negative, were

Abbey Ballantine Blumenthal Coons Lane, O. F.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Le Roy, and by unanimous consent, Senate bill No. 379, entitled "An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes,' and other acts amendatory of the same" (Rec. No. 260), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
 { NOES 00 }

Those who voted in the affirmative, were

Abbey	Cornell	Gretsinger	McBride	Sawmiller
Acker	Crawford	Guibord	McTernan	Schaaff
Adams	Currier	Harwood	Menninger	Selleck
Ballantine	Curtis	Johnson, I. S.	Miller	Sheehan
Barton	Decker	Johnson, R. S.	Mitchell	Shields
Bennett	Dempsey	Jones	Monaghan	Sohmer
Blanchfield	de Peyster	Kerrigan	Mott	Stevens, J. H.
Blumenthal	Deyo	King	Nixon	Stevens, N.
Boyce	Dickinson	Kurth	Nolan	Stevens, W. C.
Bradford	Dinkelspiel	Lane, O. F.	O'Connor, J. K.	Stewart
Brady	Everett	Larmon	O'Hare	Stranahan
Burns, J. I.	Fish	Le Roy	Pealer	Sullivan
Byrne	Fitts	Lewis, B. B.	Peck	Sulzer
Christie	Gardenier	Lewis, R. J.	Rhodes	Thompson
Clarke	Gibbs	L'Hommedieu	Rice	Treadway
Connelly	Greene	Martin	Saunders	Wissig
Cooney				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to empower the Superintendent of Public Works to return to Gilbert Peterson and Charles Whitmore a check or moneys deposited to secure the performance of contracts, and to confer upon the Board of Claims jurisdiction to hear and determine the claim of said Peterson and Whitmore against the State of New York." (No. 1532.)

"An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes,' relating to State prisons, and for other purposes connected therewith, by adding an additional section thereto to be known as section 116." (No. 1470.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act making an appropriation for the State Industrial School." (Rec. No. 298.)

"An act to amend section 48 of the Penal Code, in relation to public officers." (Rec. No. 355.)

"An act to amend section 1929 of chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and declare the special and local laws affecting public interests in the city of New York.'" (Rec. No. 163.)

Ordered, That the Clerk return said bills to the Senate.

Mr. Acker, from the committee on the judiciary, to which was

referred the Senate bill introduced by Mr. Erwin, Int. No. 304, entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," reported adversely thereto.

Mr. Gardenier moved to disagree with said adverse report, and that said bill be placed on the order of second reading.

Mr. King moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Gardenier, and it was determined in the negative.

{AYES 31}
{NOES 66}

Those who voted in the affirmative, were

Blanchfield	Coons	Gardenier	Martin	Riley
Boyce	Cornell	Harwood	McBride	Schaaß
Brady	Courtney	Jones	Menninger	Shields
Bush, R. P.	Currier	Kelly	Nolan	Stevens, J. H.
Byrne	Dinkelspiel	Kerrigan	O'Connor, J. K.	Sullivan
Byrnes	Endres	Le Roy	Rice	Van Vranken
Cooney				

Those who voted in the negative, were

Abbey	de Peyster	Johnson, I. S.	O'Hare	Stevens, N.
Acker	Deyo	Johnson, R. S.	Pealer	Stevens, W. C.
Ballantine	Duffy	King	Pearsall	Stewart
Barton	Everett	Kurth	Peck	Stranahan
Blumenthal	Fish	Lane, O. F.	Pierson	Sulzer
Bradford	Fitts	Lewis, B. B.	Rhodes	Thompson
Bridges	Gibbs	Lewis, R. J.	Sage	Towne
Burns, W. B.	Gretsinger	L'Hommedieu	Saunders	Treadway
Bush, G. H.	Guibord	Miller	Sawmiller	Webster
Christie	Haffner	Monaghan	Selleck	Whipple
Clarke	Hoag	Mott	Sheehan	White
Connelly	Huson	Mullaney	Sohmer	Willis
Crawford	Johnson A.	Nixon	Stein	Wissig
Curtis				

Mr. Speaker then put the question whether the House would agree to said adverse report, and it was determined in the affirmative, and said bill rejected.

On motion of Mr. Selleck, and by unanimous consent, Senate bill No. 456, entitled "An act to enable the Ladies' Depository, a charitable corporation, to terminate its existence and to distribute its surplus funds" (Rec. No. 239), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 84}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Dempsey	Jones	Mitchell	Sheehan
Acker	Deyo	Kerrigan	Mott	Sheffer
Adams	Duffy	Kimball	Nixon	Shields
Ballantine	Everett	Kurth	O'Connor, J. J.	Stein
Barton	Fitts	Lane, H. J.	O'Connor, J. K.	Stevens, N.
Bennett	Gardenier	Lane, O. F.	O'Hare	Stevens, W. C.
Blanchfield	Gibbs	Larmon	Page	Stewart
Blumenthal	Gretsinger	Le Roy	Pealer	Sulzer
Boyce	Groat	Lewis, B. B.	Pearsall	Thompson
Bradford	Guenther	Lewis, R. J.	Peck	Towne
Brady	Haffner	L'Hommedieu	Pierson	Townsend
Bridges	Harwood	Martin	Rhodes	Treadway
Burns, W. B.	Henderson	Mase	Rice	Webster
Cornell	Huson	McBride	Sage	Weed
Crawford	Johnson, A.	McTernan	Saunders	Whipple
Curtis	Johnson, H. C.	Menninger	Schaaff	White
Decker	Johnson, R. S.	Miller	Selleck	

For the negative,

Byrnes

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Sheehan moved to reconsider the vote by which the adverse of the committee on the judiciary on Senate bill (Rec. No. 304), entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," was agreed to.

Mr. Acker raised the point of order that the report having been agreed to, and the bill rejected, the motion of Mr. Sheehan could not now be made under this order of business.

Mr. Speaker decided the point of order well taken.

Mr. Sheehan moved to lay all orders of business upon the table for the purpose of enabling him to make the motion to disagree with said adverse report.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{AYES 72}
{NOES 34}

Those who voted in the affirmative, were

Adams	Cooney	Guenther	Martin	Sheehan
Andrus	Coons	Harwood	Mase	Sheffer
Barton	Cornell	Henderson	McBride	Shields

Bennett	Courtney	Huson	McTernan	Stevens, J. H.
Blanchfield	Currier	Johnson, H. C.	Menninger	Stevens, W. C.
Boyce	de Peyster	Jones	Mitchell	Stranahan
Bradford	Deyo	Kelly	Mullaney	Sullivan
Brady	Dinkelspiel	Kerrigan	Nolan	Towne
Burns, J. I.	Endres	Kimball	O'Connor, J. J.	Townsend
Burns, W. B.	Fish	King	O'Connor, J. K.	Treadway
Bush, R. P.	Gardenier	Lane, H. J.	Rice	Van Vranken
Byrne	Gibbs	Larmon	Riley	Weed
Byrnes	Greene	Le Roy	Sawmiller	White
Christie	Gretsinger	L'Hommedieu	Schaff	Willis
Clarke	Groat			

Those who voted in the negative, were

Acker	Curtis	Johnson, I. S.	Mott	Stevens, N.
Ballantine	Duffy	Johnson, R. S.	O'Hare	Stewart
Blumenthal	Everett	Kurth	Pierson	Sulzer
Bridges	Guibord	Lewis, B. B.	Rhodes	Webster
Bush, G. H.	Haffner	Lewis, R. J.	Saunders	Whipple
Connolly	Hoag	Miller	Sohmer	Wissig
Crawford	Johnson, A.	Monaghan	Stein	

Mr. Sheehan moved to reconsider the vote by which the adverse report was agreed to.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Sheehan moved to disagree with said adverse report, and to place said bill on the order of second reading.

Mr. Speaker put the question whether the House would agree to said motion to disagree with said adverse report, and it was determined in the affirmative.

Mr. Acker raised the point of order that the hour of 12 o'clock having arrived, the Legislative day had ended, and that this House must adjourn.

Mr. Fish moved to extend the session for the purpose of continuing and discussing this question.

Objected to by Mr. Stein.

Mr. Speaker stated that this would be the pending question at 10 o'clock, May 9, and declared the House adjourned until that time

FRIDAY, MAY 9, 1890.

The House met pursuant to adjournment.

Prayer by Rev. Joseph Littell.

On motion of Mr. W. C. Stevens, the journal of yesterday was approved without being read.

Mr. Speaker announced the pending question to be the Senate bill (Rec. No. 304), entitled "An act to provide for the speedy determination and settlement of all claims arising out of and relating to the

construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water," the motion to disagree with the adverse report having been carried, and the bill placed on the order of second reading.

Mr. Sheehan moved to lay all orders of business upon the table, for the purpose of making a motion to place said bill on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Sheehan, said bill was placed on the order of third reading.

Said bill having been announced for a third reading,

Mr. Sheehan moved to amend by striking out all after the enacting clause and inserting the following.

SECTION 1. Every person or persons or firm having any claim arising under any contract or agreement for the construction of the new reservoirs, dams and new aqueduct and the appurtenances thereto or any part thereof, made or entered into under the provisions of chapter 490 of the Laws of 1883, or the acts amendatory thereof or supplementary thereto, and every person or persons or firm having any claim growing out of or resulting from the construction of said new reservoir, dams and new aqueduct, or any part thereof, shall have a right of action for the amount or amounts due every such person or persons or firm, and the Supreme Court of the First judicial district of the State of New York shall have jurisdiction in any action or special proceeding commenced for the enforcement of the payment of the same or any part thereof, and any party to such action or special proceeding, so commenced, can, upon a written demand, in his notice of trial or argument and note of issue, claim, and he shall be entitled to have, a first preference in the trial or hearing thereof, over all other civil actions and special proceedings in all the courts of this State in which any such action or special proceeding may be pending.

§ 2. This act shall take effect immediately.

Mr. Guenther moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Sheehan, and it was determined in the affirmative.

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 73}
{NOES 37}

Adams	Cornell	Harwood	Mase	Sheffer
Andrus	Courtney	Henderson	McBride	Shields
Barton	Currier	Hitt	McTernan	Stevens, J. H.
Bennett	Decker	Huson	Menninger	Stevens, W. C.

Blanchfield	de Peyster	Johnson, H.C.	Mitchell	Stranahan
Boyce	Deyo	Jones	Nolan	Sullivan
Bradford	Dickinson	Kelly	O'Connor, J.J.	Tompkins
Brady	Dinkelspiel	Kerrigan	O'Connor, J.K.	Towne
Burns, J. I.	Endres	Kimball	Page	Townsend
Burns, W. B.	Fish	King	Rice	Treadway
Bush, R. P.	Gardenier	Lane, H. J.	Riley	Van Vranken
Byrne	Gibbs	Larmon	Sawmiller	Weed
Byrnes	Greene	Le Roy	Schaaff	White
Cooney	Groat	L'Hommedieu	Sheehan	Willis
Coons	Guenther	Martin		

Those who voted in the negative, were

Abbey	Davis	Kurth	Pearsall	Stevens, N.
Acker	Everett	Lewis, R. J.	Pierson	Stewart
Ballantine	Gretsinger	Miller	Rhodes	Sulzer
Blumenthal	Haffner	Monaghan	Sage	Thompson
Bridges	Hoag	Nixon	Saunders	Webster
Christie	Johnson, A.	O'Hare	Sohmer	Whipple
Connelly	Johnson, I. S.	Pealer	Stein	Wissig
Crawford	Johnson, R.S.			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (Rec. No. 376) entitled "An act in relation to elevated railways in cities containing a population of less than 1,000,000 and more than 300,000," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 51 }
{ NOES 21 }

Those who voted in the affirmative, were

Abbey	Byrne	Gardenier	Le Roy	Schaaff
Andrus	Byrnes	Gibbs	Mase	Sheehan
Ballantine	Cooney	Guibord	McBride	Sheffer
Barton	Crawford	Haffner	McTernan	Stevens, W. C.
Bennett	Currier	Henderson	O'Connor, J.J.	Townsend
Blanchfield	Davis	Huson	O'Connor, J.K.	Treadway
Blumenthal	Decker	Jones	Page	Weed
Boyce	Dempsey	Kelly	Pealer	Whipple
Bradford	Dinkelspiel	Kerrigan	Pearsall	White
Brady	Fish	Lane, O. F.	Riley	Willis
Bridges				

Those who voted in the negative, were

Acker	Endres	Harwood	Monaghan	Stevens, J. H.
Adams	Greene	Kurth	O'Hare	Van Vranken
Connelly	Gretsinger	L'Hommedieu	Rice	Webster
Cornell	Guenther	Miller	Shields	Wissig
Duffy				

The bill (No. 1337) entitled "An act to regulate and fix the salaries of precinct detectives of the police department of the city of New York, and to determine their rank and designation," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 80}
{NOES 2}

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	Martin	Sage
Acker	Crawford	Hitt	McBride	Saunders
Adams	Currier	Huson	McTernan	Sawmiller
Andrus	Davis	Johnson, A.	Miller	Schaaff
Ballantine	Decker	Johnson, H.C.	Mitchell	Selleck
Blanchfield	Dickinson	Johnson, I. S.	Monaghan	Sheehan
Blumenthal	Dinkelspiel	Johnson, R.S.	Mullaney	Sheffer
Bradford	Duffy	Jones	Nixon	Shields
Brady	Endres	Kerrigan	Nolan	Sohmer
Burns, J. I.	Fish	Kimball	O'Connor, J.J.	Stein
Byrne	Fitts	Lane, H. J.	O'Connor, J.K.	Stranahan
Byrnes	Gardenier	Lane, O. F.	O'Hare	Sulzer
Christie	Gibbs	Larmon	Page	Weed
Cooney	Guenther	Le Roy	Pearsall	Whipple
Coons	Guibord	Lewis, B. B.	Rhodes	Wissig
Cornell	Haffner	L'Hommedieu	Riley	Speaker

Those who voted in the affirmative, were

Connelly King

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Fish moved to take from the table Senate bill No. 296, entitled "An act to amend chapter 291 of the Laws of 1889, entitled 'An act to establish and maintain a water department in and for the city of Syracuse.'" (Rec. No. 158.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{AYES 69}
{NOES 34}

Those who voted in the affirmative, were

Abbey	Crawford	Gretsinger	Mase	Sawmiller
Acker	Curtis	Groat	McTernan	Selleck
Adams	Davis	Guibord	Miller	Stevens, N.
Ballantine	Decker	Henderson	Mitchell	Stevens, W. C.
Barton	de Peyster	Johnson, H.C.	Mott	Stranahan
Bennett	Deyo	Johnson, I. S.	Nixon	Thompson
Blumenthal	Dickinson	Johnson, R.S.	O'Connor, J.J.	Towne

Bradford	Dinkelspiel	Jones	O'Hare	Treadway
Bridges	Everett	Kimball	Pealer	Webster
Burns, J. I.	Fish	King	Pearsall	Whipple
Burns, W. B.	Fitts	Lane, H. J.	Pierson	White
Christie	Gardenier	Larmon	Rice	Willis
Cornell	Gibbs	Le Roy	Sage	Speaker
Courtney	Greene	L'Hommedieu	Saunders	

Those who voted in the negative, were

Andrus	Connelly	Haffner	Menninger	Stein
Blanchfield	Cooney	Johnson, A.	Mullaney	Sullivan
Boyce	Coons	Kelly	O'Connor, J. K.	Sulzer
Brady	Currier	Kerrigan	Riley	Tompkins
Byrne	Duffy	Lane, O. F.	Sheehan	Weed
Byrnes	Endres	Martin	Shields	Wissig
Clarke	Guenther	McBride	Sohmer	

Mr. Fish moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 76}
{NOES 30}

Those who voted in the affirmative, were

Abbey	Courtney	Gretsinger	Lewis, R. J.	Sawmiller
Acker	Crawford	Groat	Mase	Schaaff
Adams	Curtis	Guibord	Menninger	Selleck
Ballantine	Davis	Huson	Miller	Sheffer
Barton	Decker	Johnson, H. C.	Mitchell	Shields
Bennett	de Peyster	Johnson, I. S.	Monaghan	Stevens, N.
Blumenthal	Deyo	Johnson, R. S.	Mott	Stevens, W. C.
Bradford	Dickinson	Jones	Nixon	Stranahan
Brady	Dinkelspiel	Kerrigan	O'Connor, J. J.	Thompson
Bridges	Everett	Kimball	O'Connor, J. K.	Towne
Burns, J. I.	Fish	King	Pealer	Treadway
Burns, W. B.	Fitts	Lane, H. J.	Pearsall	Webster
Byrnes	Gardenier	Larmon	Pierson	Whipple
Christie	Gibbs	Le Roy	Rice	White
Cooney	Greene	Lewis, B. B.	Sage	Willis
Cornell				

Those who voted in the negative, were

Andrus	Currier	Johnson, A.	Mullaney	Sullivan
Boyce	Dempsey	Kelly	O'Hare	Sulzer
Byrne	Duffy	L'Hommedieu	Sheehan	Tompkins
Clarke	Endres	Martin	Sohmer	Van Vranken
Connelly	Guenther	McBride	Stein	Weed
Coons	Harwood	McTernan	Stevens, J. H.	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate bill (No. 537) entitled "An act to amend the Penal Code by adding an additional section thereto, to be known as 'section 254a,' and relating to libel" (Rec. No. 318), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 00}

Those who voted in the affirmative, were

Acker	Coons	Gibbs	Martin	Rhodes
Adams	Cornell	Greene	Mase	Saunders
Ballantine	Courtney	Groat	McBride	Sheffer
Bennett	Crawford	Guenther	McTernan	Selleck
Blumenthal	Currier	Guibord	Miller	Stein
Bradford	Curtis	Huson	Mitchell	Stewart
Brady	Davis	Johnson, H.C.	Monaghan	Stranahan
Bridges	Decker	Jones	Mott	Thompson
Burns, J. I.	Dempsey	Kerrigan	Mullaney	Tompkins
Burns, W. B.	Deyo	King	Nixon	Treadway
Bush, R. P.	Dickinson	Lane, H. J.	Nolan	Van Vranken
Byrne	Dinkelspiel	Lane, O. F.	O'Connor, J.J.	Weed
Byrnes	Endres	Larmon	O'Connor, J.K.	White
Christie	Everett	Le Roy	Page	Willis
Connelly	Fish	Lewis, B. B.	Pearsall	Wissig
Cooney	Gardenier	Lewis, R. J.	Pierson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 287) entitled "An act to amend chapter 321 of the Laws of 1889, entitled 'An act to provide for the construction of an iron bridge over the Tonawanda creek and Erie canal, connecting Main street in the village of North Tonawanda, in the county of Niagara, with Delaware street in the village of Tonawanda, in the county of Erie, and making an appropriation therefor'" (Rec. No. 247), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 78}
{NOES 2}

Those who voted in the affirmative, were

Acker	Cooney	Guenther	Menninger	Stevens, J. H.
Adams	Cornell	Guibord	Mitchell	Stevens, N.
Andrus	Courtney	Haffner	Monaghan	Stevens, W. C.

Barton	Crawford	Johnson, I. S.	Nixon	Stranahan
Bennett	Currier	Jones	O'Connor, J. K.	Sullivan
Blanchfield	Curtis	Kelly	O'Hare	Thompson
Blumenthal	Decker	Kerrigan	Page	Townsend
Bradford	Dempsey	Kimball	Pierson	Treadway
Brady	de Peyster	Lane, H. J.	Rhodes	Van Vranken
Burns, J. I.	Dickinson	Le Roy	Rice	Webster
Burns, W. B.	Endres	Lewis, B. B.	Riley	Weed
Bush, R. P.	Everett	L'Hommedieu	Schaaff	Whipple
Byrne	Fitts	Martin	Sheehan	White
Byrnes	Gardenier	Mase	Sheffer	Willis
Christie	Gibbs	McBride	Shields	Wissig
Connelly	Groat	McTernan		

Those who voted in the negative, were

Larmon Saunders

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 444) entitled "An act relating to the repair and improvement of highways and other town roads, and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks" (Rec. No. 235), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrnes	Guenther	Mott	Shields
Acker	Cooney	Guibord	Nixon	Stevens, J. H.
Adams	Cornell	Haffner	Nolan	Stevens, N.
Andrus	Currier	Huson	O'Connor, J. K.	Stevens, W. C.
Ballantine	Davis	Johnson, A.	O'Hare	Stewart
Barton	Decker	Johnson, H. C.	Page	Stranahan
Bennett	Dempsey	Kimball	Pealer	Thompson
Blanchfield	Dickinson	Kurth	Pearsall	Towne
Blumenthal	Dinkelspiel	Lane, H. J.	Pierson	Treadway
Boyce	Duffy	Lane, O. F.	Rhodes	Van Vranken
Bradford	Endres	L'Hommedieu	Rice	Webster
Brady	Fish	Martin	Riley	Whipple
Bridges	Gardenier	McBride	Saunders	White
Burns, J. I.	Gibbs	Menninger	Schaaff	Willis
Burns, W. B.	Greene	Mitchell	Selleck	Wissig
Byrne	Groat	Monaghan		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Guenther, and by unanimous consent, Senate bill No. 548, entitled "An act to amend chapter 367 of the Laws of 1884, entitled 'An act to authorize the consolidation of manufacturing corporations,' passed May 28, 1884," was announced for a third reading.

On motion of Mr. Guenther, and by unanimous consent, the same was amended as follows:

Add as new sections the following:

"§ 2. This act shall not be deemed to affect or in any wise apply to chapter 651 of the Laws of 1866 of the State of New York, or any act or acts amendatory thereof or supplementary thereto.

"§ 3. All acts or parts of acts, general or special, inconsistent with, impairing or limiting the rights conferred by this act, or the acts to which it is supplementary, in so far as the same are inconsistent with, impair, or limit, or impose other or additional conditions upon the exercise of, the rights conferred by this act or the acts to which it is supplementary, are, as to any company hereby effected, hereby declared inoperative.

"§ 4. This act shall take effect immediately."

Said bill, as amended, was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

Abbey	Byrnes	Fitts	Martin	Schaaff
Acker	Christie	Gardenier	McBride	Sheffer
Adams	Connelly	Gibbs	McTernan	Stevens, N.
Andrus	Cooney	Greene	Menninger	Stevens, W. C.
Barton	Cornell	Guenther	Miller	Stewart
Bennett	Courtney	Guibord	Monaghan	Stranahan
Blanchfield	Crawford	Haffner	Mott	Sullivan
Blumenthal	Currier	Harwood	Mullaney	Sulzer
Boyce	Curtis	Hitt	Nixon	Thompson
Bradford	Davis	Huson	Nolan	Tompkins
Brady	Decker	Johnson, H. C.	O'Connor, J. J.	Townsend
Bridges	de Peyster	Kerrigan	O'Connor, J. K.	Treadway
Burns, J. I.	Deyo	King	O'Hare	Van Vranken
Burns, W. B.	Dinkelspiel	Kurth	Pearsall	Webster
Bush, G. H.	Endres	Lane, H. J.	Rhodes	Whipple
Bush, R. P.	Everett	Lewis, R. J.	Saunders	Willis
Byrne	Fish	L'Hommedieu		

For the negative,

Kelly

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 758) entitled "An act making an appropriation for the construction of a bridge over the Erie canal on Georgia street in the city of Buffalo," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 61 }
{ NOES 27 }

Those who voted in the affirmative, were

Adams	Currier	Johnson, R. S.	Menninger	Schaaff
Andrus	Curtis	Jones	Monaghan	Shields
Blanchfield	Duffy	Kerrigan	Mullaney	Stein
Boyce	Endres	Kimball	Nixon	Sullivan
Brady	Fitts	Kurth	Nolan	Towne
Burns, J. I.	Gardenier	Le Roy	O'Connor, J. J.	Townsend
Bush, G. H.	Gibbs	Lewis, B. B.	O'Connor, J. K.	Treadway
Byrne	Guenther	L'Hommedieu	O'Hare	Van Vranken
Byrnes	Haffner	Martin	Rice	Weed
Connolly	Johnson, A.	Mase	Riley	White
Cooney	Johnson, H. C.	McBride	Sage	Willis
Cornell	Johnson, I. S.	McTernan	Sawmiller	Wissig
Courtney				

Those who voted in the negative, were

Abbey	Coons	Greene	Miller	Stevens, W. C.
Acker	Crawford	Groat	Mitchell	Sulzer
Ballantine	Davis	Huson	Mott	Thompson
Bennett	Dempsey	Lane, O. F.	Pearsall	Tompkins
Bradford	Deyo	Lewis, R. J.	Stevens, N.	Whipple
Bridges	Fish			

The Senate bill (Rec. No. 452) entitled "An act to exempt the property, both real and personal, of the Sanitarium for Hebrew Children in the city of New York," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Byrne	Duffy	Kimball	Rhodes
Acker	Byrnes	Endres	Lane, O. F.	Saunders
Andrus	Clarke	Everett	Larmon	Schaaff
Ballantine	Connolly	Fish	Lewis, B. B.	Sohmer
Barton	Cooney	Fitts	Menninger	Stein
Bennett	Coons	Gardenier	Mitchell	Stevens, W. C.
Blanchfield	Cornell	Gibbs	Monaghan	Sullivan
Blumenthal	Courtney	Greene	Mott	Sulzer

Boyce	Crawford	Gretsinger	Mullaney	Thompson
Bradford	Currier	Groat	Nixon	Tompkins
Brady	Curtis	Guenther	Nolan	Treadway
Bridges	Decker	Haffner	O'Connor, J. K.	Van Vranken
Burns, J. I.	Dempsey	Harwood	O'Hare	Weed
Burns, W. B.	Deyo	Hitt	Page	Willis
Bush, G. H.	Dickinson	Johnson, I. S.	Pealer	Wissig
Bush, R. P.	Dinkelspiel	Jones		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 565) entitled "An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons" (Rec. No. 285) was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 117 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Courtney	Henderson	McBride	Sheffer
Acker	Crawford	Hitt	Menninger	Shields
Adams	Currier	Hoag	Miller	Sohmer
Andrus	Curtis	Huson	Mitchell	Stein
Ballantine	Davis	Johnson, A.	Mott	Stevens, J. H.
Barton	Decker	Johnson, H. C.	Nixon	Stevens, N.
Bennett	Dempsey	Johnson, I. S.	Nolan	Stevens, W. C.
Blanchfield	de Peyster	Johnson, R. S.	O'Connor, J. J.	Stewart
Blumenthal	Deyo	Jones	O'Connor, J. K.	Stranahan
Boyce	Dickinson	Kelly	O'Hare	Sulzer
Bradford	Dinkelspiel	Kerrigan	Page	Thompson
Brady	Duffy	Kimball	Pealer	Tompkins
Bridges	Endres	King	Pearsall	Towne
Burns, J. I.	Everett	Kurth	Peck	Townsend
Burns, W. B.	Fish	Lane, H. J.	Pierson	Treadway
Bush, R. P.	Fitts	Lane, O. F.	Rhodes	Van Vranken
Byrne	Gardenier	Larmon	Rice	Webster
Byrnes	Gibbs	Le Roy	Riley	Weed
Christie	Greene	Lewis, B. B.	Sage	Whipple
Clarke	Gretsinger	Lewis, R. J.	Saunders	White
Connelly	Guenther	L'Hommedieu	Sawmiller	Willis
Cooney	Guibord	Martin	Schaaff	Wissig
Coons	Haffner	Mase	Sheehan	Speaker
Cornell	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 475) entitled "An act reappropriating money

for erecting regimental and battery monuments at Gettysburg, and making appropriations for expenses of the commission in charge of the same, and for purchase of plats for marking the position of troops engaged and for grading grounds, and to terminate the office of commissioners appointed by chapter 466 of the Laws of 1886," was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Crawford	Johnson, A.	Mullaney	Sheehan
Adams	Currier	Johnson, H. C.	Nixon	Sheffer
Andrus	Curtis	Johnson, I. S.	Nolan	Shields
Barton	Davis	Johnson, R. S.	O'Connor, J. J.	Stevens, W. C.
Bennett	Decker	Jones	O'Connor, J. K.	Stewart
Blanchfield	Dempsey	Kill	O'Hare	Stranahan
Bradford	Deyo	Kimball	Page	Sullivan
Brady	Duffy	King	Pealer	Towne
Bridges	Endres	Kurth	Pearsall	Townsend
Burns, J. I.	Everett	Lane, H. J.	Pierson	Treadway
Burns, W. B.	Gardenier	Lane, O. F.	Rhodes	Van Vranken
Byrne	Gibbs	Larmon	Rice	Weed
Christie	Greene	Lewis, B. B.	Riley	Whipple
Clarke	Guenther	Lewis, R. J.	Sage	White
Cooney	Henderson	Mase	Saunders	Willis
Coons	Hoag	Monaghan	Schaaff	Wissig
Cornell	Huson	Mott		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill (No. 614) entitled "An act for the protection and education of farmers and manufacturers in the purchase and sale of fertilizers" (Rec. No. 378), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }
{ NOES 00 }

Those who voted in the affirmative, were

Abbey	Currier	Harwood	McTernan	Saunders
Adams	Curtis	Henderson	Menninger	Sawmiller
Andrus	Davis	Huson	Miller	Schaaff
Ballantine	Decker	Johnson, A.	Mitchell	Selleck
Barton	Dempsey	Johnson, H. C.	Monaghan	Sheehan

Bennett	de Peyster	Johnson, I. S.	Mott	Sheffer
Blanchfield	Deyo	Johnson, R. S.	Mullaney	Stevens, J. H.
Blumenthal	Dinkelspiel	Jones	Nixon	Stevens, N.
Bradford	Dickinson	Kimball	O'Connor, J. J.	Stevens, W. C.
Bridges	Duffy	Kurth	O'Connor, J. K.	Tompkins
Burns, J. I.	Endres	Lane, H. J.	O'Hare	Towne
Burns, W. B.	Everett	Lane, O. F.	Pealer	Townsend
Byrne	Fish	Larmon	Pearsall	Treadway
Christie	Gardenier	Le Roy	Peck	Weed
Cooney	Gibbs	Lewis, B. B.	Pierson	Whipple
Coons	Greene	Lewis, R. J.	Rhodes	White
Cornell	Gretsinger	L'Hommedieu	Riley	Willis
Courtney	Groat	McBride	Sage	Wissig
Crawford	Guibord			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 437) entitled "An act in relation to the employment of Julien T. Davies to perform certain services, and authorizing the Board of Claims to hear, audit and determine the claims of said Julien T. Davies against the State for services and expenses under said employment" (Rec. No. 299), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 77}
{NOES 3}

Those who voted in the affirmative, were

Acker	Crawford	Johnson, I. S.	Menninger	Stevens, N.
Adams	Currier	Johnson, R. S.	Mitchell	Stevens, W. C.
Ballantine	Curtis	Jones	Mott	Stewart
Bennett	Decker	Kimball	Nixon	Stranahan
Blanchfield	Deyo	King	Nolan	Sullivan
Blumenthal	Dickinson	Kurth	O'Connor, J. J.	Thompson
Boyce	Endres	Lane, H. J.	Pearsall	Tompkins
Bradford	Everett	Larmon	Rhodes	Treadway
Brady	Gardenier	Le Roy	Riley	Van Vranken
Bridges	Gibbs	Lewis, B. B.	Sage	Webster
Burns, J. I.	Groat	Lewis, R. J.	Saunders	Weed
Byrnes	Guenther	L'Hommedieu	Schaaff	Whipple
Christie	Guibord	Mase	Selleck	White
Connelly	Hoag	McBride	Shields	Willis
Cooney	Johnson, A.	McTernan	Stevens, J. H.	Wissig
Cornell	Johnson, H. C.			

Those who voted in the negative, were

Monaghan	Mullaney	O'Hare
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (Rec. No. 191) entitled "An act reappropriating the unexpended balance of money in the treasury appropriated by chapter 120 of the Laws of 1888, entitled 'An act providing for the construction of a State armory in the village of Olean, Cattaraugus county, and making an appropriation therefor,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 1 }

Those who voted in the affirmative, were

Andrus	Dempsey	Jones	Mott	Stewart
Ballantine	de Peyster	Kerrigan	Mullaney	Sullivan
Bennett	Deyo	King	Nixon	Thompson
Blanchfield	Dickinson	Lane, H. J.	Nolan	Tompkins
Blumenthal	Dinkelspiel	Larmon	O'Connor, J. J.	Towne
Burns, J. I.	Duffy	Le Roy	O'Connor, J. K.	Townsend
Byrne	Endres	Lewis, B. B.	O'Hare	Treadway
Byrnes	Fish	Lewis, R. J.	Pealer	Van Vranken
Connolly	Fitts	Mase	Pearsall	Webster
Cooney	Gardenier	McBride	Schaaff	Weed
Cornell	Groat	McTernan	Shields	Whipple
Courtney	Guibord	Menninger	Sohmer	White
Crawford	Johnson, H. C.	Miller	Stevens, J. H.	Willis
Currier	Johnson, I. S.	Monaghan	Stevens, W. C.	Wissig
Decker	Johnson, R. S.			

For the negative,

Huson

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 597) entitled "An act reappropriating and making an additional appropriation for care, maintenance and repair for the quarantine establishment, and for construction authorized by chapter 270, Laws of 1888" (Rec. No. 361), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Acker	Crawford	Hitt	Mitchell	Sheffer
Adams	Currier	Johnson, H. C.	Monaghan	Shields
Andrus	Curtis	Johnson, I. S.	Mott	Sohmer

Ballantine	Decker	Johnson, R.S.	Mullaney	Stein
Bennett	de Peyster	Jones	Nixon	Stevens, J. H.
Bradford	Deyo	Kelly	Nolan	Stevens, N.
Brady	Dickinson	Kimball	O'Connor, J.J.	Stevens, W. C.
Bridges	Dinkelspiel	King	O'Connor, J.K.	Stewart
Burns, J. I.	Endres	Kurth	Pearsall	Stranahan
Burns, W. B.	Everett	Lane, H. J.	Pierson	Sullivan
Byrne	Fish	Larmon	Rhodes	Thompson
Byrnes	Fitts	Le Roy	Rice	Townsend
Christie	Gardenier	Lewis, R. J.	Riley	Treadway
Connelly	Gibbs	L'Hommedieu	Saunders	Webster
Cooney	Gretsinger	Martin	Sawmiller	Weed
Coons	Groat	McBride	Schaaff	Whipple
Cornell	Guibord	Menninger	Selleck	White
Courtney	Henderson	Miller	Sheehan	Wissig

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1401) entitled "An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown,'" was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 100}
{NOES 00}

Those who voted in the affirmative, were

Abbey	Cooney	Guibord	McTernan	Sheehan
Acker	Coons	Harwood	Menninger	Sheffer
Adams	Cornell	Henderson	Miller	Shields
Andrus	Courtney	Johnson, A.	Mitchell	Sohmer
Barton	Crawford	Johnson, H.C.	Mott	Stevens, J. H.
Bennett	Currier	Johnson, I. S.	Mullaney	Stevens, N.
Blanchfield	Curtis	Johnson, R.S.	Nixon	Stevens, W. C.
Blumenthal	Davis	Jones	Nolan	Stewart
Boyce	Decker	Kimball	O'Connor, J.J.	Stranahan
Bradford	de Peyster	King	O'Connor, J.K.	Thompson
Brady	Deyo	Kurth	Page	Tompkins
Bridges	Dickinson	Lane, H. J.	Pealer	Towne
Burns, J. I.	Endres	Lane, O. F.	Pearsall	Townsend
Burns, W. B.	Everett	Larmon	Pierson	Van Vranken
Bush, R. P.	Fish	Le Roy	Rhodes	Webster
Byrne	Gardenier	Lewis, B. B.	Riley	Weed
Byrnes	Gibbs	Lewis, R. J.	Sage	Whipple
Christie	Greene	L'Hommedieu	Saunders	White
Clarke	Groat	Martin	Sawmiller	Willis
Connelly	Guenther	McBride	Selleck	Wissig

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, in the words following:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill entitled "An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn '" (Rec. No. 166), report that they have duly conferred upon said matters, and agreed to recommend as follows:

That the Assembly do recede from their amendments.

JAMES W. BIRKETT,
FRANCIS HENDRICKS,
M. F. COLLINS.

Senate Committee.

GEORGE P. WEED,
W. N. HOAG,
J. S. WHIPPLE.

Assembly Committee.

IN SENATE, *May 8, 1890.*

Report of committee of conference agreed to.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{ AYES 48 }
{ NOES 29 }

Those who voted in the affirmative, were

Abbey	Christie	Groat	Le Roy	Stevens, W. C.
Acker	Cornell	Guenther	L'Homedieu	Thompson
Adams	Crawford	Johnson, H. C.	Miller	Towne
Andrus	Currier	Johnson, I. S.	Mitchell	Treadway
Ballantine	Curtis	Johnson, R. S.	Monaghan	Weed
Barton	Decker	Jones	Mott	Whipple
Bennett	Deyo	Kimball	Nixon	White
Boyce	Dickinson	King	Saunders	Willis
Bradford	Duffy	Kurth	Sheffer	Speaker
Bridges	Gretsinger	Lane, H. J.		

Those who voted in the negative, were

Blanchfield	Cooney	Greene	Mullaney	Stevens, N.
Blumenthal	Coons	Harwood	O'Connor, J. J.	Sullivan
Brady	Courtney	Henderson	Pealer	Sulzer
Burns, J. I.	Dinkelspiel	Huson	Pearsall	Townsend
Byrnes	Endres	Kelly	Schaaff	Van Vranken
Connelly	Fish	McBride	Shields	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have disagreed to the report of the committee of conference thereon.

The Senate bill (No. 418) entitled "An act to amend section 12 of chapter 483 of the Laws of 1885, entitled 'An act to tax gifts, legacies and collateral inheritances in certain cases,' as amended by chapter 713 of the Laws of 1887" (Rec. No. 236), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

{AYES 33}
{NOES 49}

Those who voted in the affirmative, were

Abbey	Blanchfield	Christie	de Peyster	Pierson
Acker	Boyce	Cooney	Deyo	Rhodes
Adams	Bradford	Courtney	Dinkelspiel	Stevens, W.C.
Andrus	Brady	Crawford	Jones	Sullivan
Ballantine	Burns, J. I.	Currier	O'Connor, J.K.	Tompkins
Barton	Burns, W. B.	Curtis	Pearsall	Van Vranken
Bennett	Bush, G. H.	Decker		

Those who voted in the negative, were

Blumenthal	Henderson	Larmon	O'Connor, J.J.	Stewart
Bridges	Hitt	Lewis, R. J.	O'Hare	Stranahan
Bush, R. P.	Hoag	Martin	Pealer	Sulzer
Byrne	Huson	McTernan	Saunders	Thompson
Connelly	Johnson, A.	Menninger	Sawmiller	Townsend
Cornell	Johnson, I. S.	Miller	Schaaff	Treadway
Endres	Johnson, R.S.	Mott	Selleck	Webster
Fish	Kerrigan	Mullaney	Shields	Weed
Gibbs	Kurth	Nixon	Stein	Whipple
Harwood	Lane, O. F.	Nolan	Stevens, N.	

A message from the Senate was received and read, in the words following:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill entitled "An act to provide for the rapid transit railways in cities of over 600,000 inhabitants" (Rec. No. 259), report that they have duly conferred upon said matters and agreed to report that they have been unable to agree upon such matters of difference, and they therefore ask to be discharged from their further consideration.

All of which is respectfully submitted.

ALBANY, May 8, 1890.

J. S. FASSETT,
C. T. SAXTON,
JACOB A. CANTOR,
Senate Committee.

HAMILTON FISH, JR.,
W. F. SHEEHAN,
W. N. HOAG,
A. B. GARDENIER,
JOSEPH BLUMENTHAL.
Assembly Committee.

IN SENATE, *May 8, 1890.*

Report accepted.

By order.

JOHN S. KENYON, *Clerk.*

Mr. Fish offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly has completed its labors and is ready to adjourn.

Mr. Speaker appointed as such committee Messrs. Fish and Sheehan.

Mr. Acker offered for the consideration of the House a resolution, in the words following:

Resolved, That a committee of two be appointed by the Speaker to inform the Senate that the Assembly has completed its labors and is ready to adjourn.

Mr. Speaker appointed as such committee Messrs. Acker and Greene.

The Senate bill (No. 603) entitled "An act to reappropriate certain unexpended balances of former appropriations" (Rec. No. 406), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{AYES 79}
{NOES 1}

Those who voted in the affirmative, were

Abbey	Byrnes	Endres	Martin	Sawmiller
Acker	Christie	Everett	McBride	Schaaff
Adams	Clarke	Gibbs	Menninger	Shields
Andrus	Connelly	Greene	Miller	Stevens, N.
Barton	Cooney	Gretsinger	Mitchell	Stevens, W. C.
Bennett	Cornell	Groat	Mullaney	Stewart
Blanchfield	Courtney	Guenther	Nixon	Sullivan
Blumenthal	Crawford	Guibord	Nolan	Sulzer
Boyce	Currier	Henderson	O'Connor, J. J.	Tompkins
Bradford	Curtis	Johnson, A.	O'Connor, J. K.	Townsend
Brady	Davis	Johnson, I. S.	O'Hare	Van Vranken
Burns, J. I.	Dempsey	Johnson, R. S.	Page	Webster
Burns, W. B.	de Peyster	Jones	Pearsall	Weed
Bush, G. H.	Dickinson	Lane, H. J.	Rhodes	Whipple
Bush, R. P.	Dinkelspiel	Lewis, B. B.	Sage	Wissig
Byrne	Duffy	L'Hommedieu	Saunders	

For the negative,

Ballantine

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto.

"An act to amend chapter 367 of the Laws of 1884, entitled 'An act to authorize the consolidation of manufacturing corporations,' passed May 28, 1884." (Rec. No. 257.)

"An act further to amend chapter 427 of the Laws of 1855, entitled 'An act in relation to the collection of taxes on lands of non-residents, and to provide for the sale of such lands for unpaid taxes.'" (Rec. No. 293.)

"An act to amend the Penal Code by adding an additional section thereto, to be known as 'section 254a,' and relating to libel." (Rec. No. 318.)

"An act reappropriating money for erecting regimental and battery monuments at Gettysburg, and making appropriations for expenses of the commission in charge of the same, and for purchase of plats for marking the position of troops engaged and for grading grounds." (Rec. No. 278.)

"An act to amend chapter 546 of the Laws of 1887, entitled 'An act to provide for the organization of trust companies, for their supervision and for the administration of their affairs.'" (Rec. No. 172.)

"An act to provide for the payment of the costs and expenses of the construction of a trunk sewer on the East side of the Genesee river, in the city of Rochester, by the issue of bonds of said city, and to provide for the payment of said bonds by local assessments." (Rec. No. 185.)

"An act to amend chapter 51 of the Laws of 1870, entitled 'An act to amend the act for the incorporation of benevolent, charitable, scientific and missionary societies,' passed April 12, 1848." (Rec. No. 170.)

"An act to amend chapter 888 of the Laws of 1869, entitled 'An act to amend title 16, chapter 8, part 3 of the Revised Statutes relative to proceedings for the drainage of swamps, marshes, and other low or wet lands and for draining farm lands.'" (Rec. No. 169.)

"An act relating to the repair and improvement of highways and other town roads and providing for the raising of money for such repairs and improvements in towns in which more than one-fourth of the taxable property has been condemned or appropriated for the purpose of a public park or parks." (Rec. No. 235.)

"An act to provide for the improvement and maintenance of the public roads in certain counties of the State." (Rec. No. 316.)

"An act to amend chapter 106 of the Laws of 1886, entitled 'An act to incorporate the Lockport water supply company.'" (Rec. No. 69.)

"An act to provide for the speedy determination and settlement of all claims arising out of and relating to the construction of the new Croton aqueduct, new reservoirs and dams, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water." (Rec. No. 304.)

"An act to incorporate the Waddington Bridge Company and to

authorize said company to construct and maintain a bridge over the St. Lawrence river for railroad and other purposes." (Rec. No. 383.)

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same.

"An act to authorize and require the State Engineer and Surveyor to locate and determine the boundary line between the county of Genesee and the counties of Erie and Niagara." (No. 1297.)

"An act to amend chapter 172 of the Laws of 1863, entitled 'An act in relation to the accounts of town officers.'" (No. 1294.)

"An act to require fire escapes in connection with certain school buildings." (No. 1404.)

"An act to amend chapter 278 of the Laws of 1850, entitled "An act to secure the payment of wages to laborers employed on the canals and other public works of this State.'" (No. 1053.)

"An act to amend section 3 of chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' as amended by chapter 361 of the Laws of 1881, and subsequent acts." (No. 1287.)

"An act to authorize the board of estimate and apportionment of the city of New York to compromise and settle the claim of the city of New York against the Central Park, North and East River Railroad Company, for unpaid license fees for the years 1887 and 1888." (No. 1427.)

"An act to amend section 944 of the Code of Criminal Procedure, relative to the criminal statistics." (No. 1481.)

"An act to revise the charter of the village of Alden." (No. 809.)

"An act to amend section 1380 of the Code of Civil Procedure." (No. 1148.)

"An act to amend subdivision 4 of section 1081 of the Code of Civil Procedure, relating to trial jurors in the city of New York." (No. 1286.)

"An act to amend chapter 214 of the Laws of 1887, entitled 'An act to organize and establish a police department for the village of Saratoga Springs, and defining its powers and duties.'" (No. 1416.)

"An act to authorize the retaxation of the amount to be paid to Nelson J. Waterbury and Nelson J. Waterbury, Jr., for their services and expenses in the preparation and trial of a claim by George R. Sheldon, as assignee of William H. DeForest, against the city of New York, under chapter 490 of the Laws of 1883." (No. 943.)

"An act to amend and revise title 4 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same.'" (No. 1126.)

"An act to amend chapter 570 of the Laws of 1889, entitled 'An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations.'" (No. 1465.)

"An act to amend title 12 of chapter 77 of the Laws of 1870, as amended by chapter 495 of the Laws of 1873, as amended by

chapter 298 of the Laws of 1885, relating to the police department." (No. 674.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of John D. Hutchinson against the State of New York, and to make an award therefor." (No. 1021.)

"An act releasing certain real estate of the Prospect Hill Reformed Dutch Church, in the city of New York, from the taxes for 1889." (No. 887.)

"An act to amend section 746 of the Code of Civil Procedure, in relation to investing trust funds." (No. 1284.)

"An act to amend chapter 465 of the Laws of 1875, entitled 'An act to require the payment of certain premiums to the fire department of cities and villages by fire insurance companies not organized under the laws of the State of New York, but doing business therein,' and the acts amendatory thereof." (No. 1161.)

"An act to authorize the citizens of the town of Catharine, to remove the human remains buried in the old cemetery at Odessa, New York." (No. 1494.)

"An act to require the collectors of taxes to give receipts for taxes paid to them." (No. 1399.)

"An act to provide for the welfare of the Indians in this State." (No. 1152.)

"An act to amend chapter 533 of the Laws of 1880, entitled 'An act to regulate the passage of lumber, logs and other timber upon the rivers of this State recognized by law or common use as public highways for the purpose of floating and running lumber, logs and other timber over or upon the same to market or places of manufacture.'" (No. 1111.)

"An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome, as amended by chapter 384 of the Laws of 1881.'" (No. 1414.)

"An act for the release of the interest of the State in lands in the town of North Elba, Essex county, to Benton Turner." (No. 1339.)

"An act to amend chapter 40 of the Laws of 1888, entitled 'An act to incorporate the city of Hornellsville,' as amended by chapter 374 of the Laws of 1888, and chapter 125 of the Laws of 1889." (No. 1530.)

"An act to amend section 426 of the Penal Code." (No. 1405.)

"An act to amend section 1 of title 10 of chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn,' relative to the department of assessment." (No. 1272.)

"An act to amend section 1366 of the Code of Civil Procedure." (No. 1282.)

"An act to facilitate the administration of criminal justice in police courts of the city of Brooklyn." (No. 491.)

"An act to amend chapter 696 of the Laws of 1887, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor.'" (No. 499.)

"An act to make the office of county clerk of Ontario county a

salaried office, and regulating the management of said office." (No. 1228.)

"An act to amend chapter 68 of the Laws of 1887, entitled 'An act to amend sections 12 and 15 of title 2 of chapter 291 of the Laws of 1870, entitled An act for the incorporation of villages.'" (No. 770.)

"An act to amend and revise title 3 of chapter 549 of the Laws of 1884, entitled 'An act to amend and revise chapter 65 of the Laws of 1859, entitled An act to revise and consolidate the act to incorporate the village of Hoosick Falls and the several acts amending the same.'" (No. 1151.)

"An act amending chapter 330 of the Laws of 1850, entitled 'An act reincorporating the village of Little Falls by the name of Rock-ton,' and the several acts amendatory thereof." (No. 1509.)

"An act to amend section 26 of the Code of Civil Procedure." (No. 1147.)

"An act to authorize the Board of Claims to hear, audit and determine the claim of Charles M. Brown against the State of New York, and to make an award therefor." (No. 1020.)

"An act to amend section 56 of the Code of Criminal Procedure." (No. 1406.)

"An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870." (No. 1155.)

"An act to amend chapter 25 of the Laws of 1870, entitled 'An act to incorporate the city of Rome,' and the acts amendatory thereof." (No. 1497.)

"An act conferring jurisdiction upon the State Board of Claims to hear, audit and determine the claim of David T. Smith against the State, and to make an award therefor." (No. 1210.)

"An act to amend chapter 226 of the Laws of 1877, entitled 'An act supplementary to chapter 349 of the Laws of 1855, entitled An act incorporating the Oswego Fire Department of the city of Oswego, by adding thereto an additional section, to be known as section 6.'" (No. 1502.)

"An act to establish a police relief fund in the city of Elmira." (No. 1363.)

"An act to authorize the city of Buffalo to issue three and one-half per cent bonds for the purpose of constructing a reservoir, and to prevent the further issue of seven per cent bonds for such purpose." (No. 1437.)

"An act to amend chapter 583 of the Laws of 1888, entitled 'An act to revise and combine in a single act all existing special and local laws affecting public interests in the city of Brooklyn.'" (No. 1370.)

"An act to amend chapter 463 of the Laws of 1853, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty insurance companies, and in relation to agencies for such companies,' and the acts amendatory thereof." (No. 1066.)

"An act supplemental to chapter 606 of the Laws of 1875, entitled 'An act further to provide for the construction and operation of a steam railway or railways in the counties of this State, and providing for the correction and amendment of articles of association

prepared by commissioners appointed thereunder, and authorizing actions based thereon, and conferring additional powers upon the common council of cities." (No. 1466.)

"An act relating to the supervision of mortgage companies organized under the laws of another State." (No. 1459.)

"An act to annex a part of the town of North Greenbush, in the county of Rensselaer, to the city of Troy." (No. 1452.)

"An act to amend chapter 714 of the Laws of 1869, as amended by chapter 162 of the Laws of 1886, entitled 'An act to incorporate the city of Watertown.'" (No. 1401.)

"An act to authorize the alteration of the map or plan of a portion of the city of New York, in the Twenty-third ward of said city." (No. 777.)

"An act to amend section 1127 of the Code of Civil Procedure relating to exemptions from jury duty in the county of Kings." (No. 1145.)

"An act to empower the Superintendent of Public Works to return to Gilbert Peterson and Charles Whitmore a check or moneys deposited to secure the performance of contracts, and to confer upon the Board of Claims jurisdiction to hear and determine the claim of said Peterson and Whitmore against the State of New York." (No. 1532.)

"An act to provide ways and means for the support of the government" (No. 1179.)

"An act to repeal chapter 253 of the Laws of 1878, entitled 'An act relating to the term of office of the supervisors of the counties of Albany, Livingston, Rensselaer and Monroe.'" (No. 903.)

"An act to amend chapter 382 of the Laws of 1889, entitled 'An act to amend title 2 of chapter 3 of part 4 of the Revised Statutes, relating to State prisons and for other purposes connected therewith,' by adding an additional section thereto to be known as section 116." (No. 1470.)

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrolment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'" (No. 1267.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills:

"An act to amend chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'" (No. 1198.)

"An act to further amend chapter 395 of the Laws of 1867, entitled 'An act to incorporate the New York and Long Island Bridge Company, for the purpose of constructing and maintaining a bridge over the East river between the city of New York and Long Island,' and the acts amendatory thereof." (No. 751.)

"An act to amend section 2338 of the Code of Civil Procedure, relating to the compensation of the committee for a lunatic, idiot, or habitual drunkard." (No. 757.)

"An act to amend section 11 of article 1 of title 1 of chapter 16

of part 1 of the Revised Statutes,' and the acts amendatory thereof." (No. 569.)

"An act to legalize special meetings of the board of trustees of the village of Tonawanda, and the official action of said board at such meetings, and providing for the service of notice of special meetings of said board of trustees of said village upon the trustees thereof." (No. 1522.)

"An act in relation to business corporations, constituting chapter 41 of the general laws." (No. 1278.)

"An act to amend chapter 419 of the Laws of 1888, entitled 'An act to extend the time for presenting certain claims for damages resulting from the construction of the new aqueduct authorized by chapter 490 of the Laws of 1883, entitled An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto for the purpose of supplying the city of New York with an increased supply of pure and wholesome water.'" (Int. No. 1168.)

"An act in relation to transportation corporations, excepting railroads, constituting chapter 40 of the general laws," (No. 1520.)

"An act to amend section 1538 of the Code of Civil Procedure, relating to actions in partition." (No. 453.)

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to establish boards of medical examiners of the State of New York for the examination and licensing of practitioners of medicine and surgery, to further regulate the practice of medicine and surgery, and to amend section 2 of chapter 647 of the Laws of 1887" (No. 1026), with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor

Messrs. Acker and Greene, the committee appointed to inform the Senate that the Assembly had completed its labors and was ready to adjourn, reported that they arrived at the Senate and found the Senate adjourned.

Messrs. Fish and Sheehan, the committee of the House appointed to inform his Excellency the Governor, that the Assembly had completed its labors and was ready to adjourn, reported that they had performed that duty, and that the Governor informed the House that he had no further recommendations or communications to present to the Assembly, and that he presented his compliments, and wished the entire Assembly a pleasant journey home.

Mr. Greene in the chair.

Mr. Sheehan offered for the consideration of the House a resolution, in the words following:

Resolved, That the members of this House express to the Speaker their appreciation of the firm, courteous and dignified manner in which he has presided over the Assembly, and tender to him their thanks and best wishes at this happy termination of twenty years of faithful service as a member of this House during six of which he has been presiding officer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted by a rising vote.

Mr. Acker offered for the consideration of the House a resolution, in the words following:

Resolved, That the sincere thanks of the majority of this Assembly are hereby extended to Hon. W. F. Sheehan, leader of the minority, for his uniform kindness and courtesy, and they hereby extend to him their best wishes for his future prosperity.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted by a rising vote.

Mr. Blumenthal offered for the consideration of the House a resolution, in the words following:

Resolved, That the members of the minority of this Assembly desire to express their hearty approval of the honorable and courteous conduct of the Hon. Hamilton Fish, Jr., the leader of the majority during the present session, and to assure him of their earnest, cordial good wishes for his future success and prosperity.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted by a rising vote.

Mr. Martin offered for the consideration of the House a resolution, in the words following:

Resolved, That the Assembly of 1890 tender to the Hon. Charles A. Chickering its heartfelt appreciation of his uniform courtesy, kindness and impartiality, and its unqualified approval of the manner in which he has discharged the duties of his office.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted.

Mr. R. P. Bush offered for the consideration of the House a resolution, in the words following:

Resolved, That the thanks of this House are due and herewith tendered to J. H. Manville, Sergeant-at-Arms, and Doorkeepers H. B. Webb, Isaac LaGrange and William B. Clark for the manner in which they have discharged their duties during the present session.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted.

Mr. Henderson offered for the consideration of the House a resolution, in the words following:

Resolved, That the thanks of this House are due and herewith tendered to Isaac H. Smith for the efficient services he has rendered as official stenographer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was unanimously adopted.

The Speaker, in the chair, announced the appointment of the following officers to remain ten days after adjournment, pursuant to the provisions of chapter 653 of the Laws of 1886: Almon C. Green, assistant clerk; James S. Mitchell, journal clerk; Cyrus Lawrence, deputy clerk.

The Speaker announced the appointment of the following doorkeepers, messengers and pages to attend upon the organization of the next Legislature, pursuant to chapter 653 of the Laws of 1886: Assistant Doorkeepers.—Charles A. Davenport, John G. Donnelon, William Brownlow.

Messengers.—Anderson D. Lawrence, Warren W. Cummings.

Pages.—M. C. Tuller, John D. Fratscher, Charles H. Shambacker, Louis W. Travis, Luther Ellison, Frank L. Beecher.

The hour of 12 o'clock having arrived, Mr. Speaker addressed the Assembly as follows:

GENTLEMEN OF THE ASSEMBLY.—For the consideration that you have constantly shown during my administration as your Speaker, and for the many manifestations of your personal regard, be pleased to accept my gratitude and thanks. I am unaware of a single incident that has transpired of sufficient moment to leave behind an unpleasant recollection.

During a term of twenty years service, ten of which, by a singular coincidence, were spent in the old chamber and ten in this, during which period, by a coincidence more singular still, I have three times presided in the one as I also presided three times in the other. During all this service I have never known an Assembly more earnest in purpose nor more diligent in legislative work. This work has been faithfully and successfully done. The Rules of Procedure have vindicated their adoption. The publicity which they have insured to legislative proceedings has received universal approval. The people of the State will regard with approbation your course in relation to the great questions of ballot reform and State management of the insane. The taxpayers will acknowledge, in grateful recognition, the economies in appropriations and the consequent great reduction in taxation. In this respect you have "set a pace" which your legislative successors will be compelled by public opinion to maintain. The prohibitory constitutional amendment which has been clamored for during so many years has, at last, been submitted to the people. It is to be regretted that, owing to circumstances beyond the control of the responsible majority in the Legislature, the problems of rapid transit and high license have not been solved. That these subjects will be the issues of the immediate hereafter can not be doubted. In regard to both, the people are in dead earnest, and, in the near future, will demand and insist upon their favorable determination.

I repeat, gentlemen, my acknowledgments of your uniform kindness and courtesy, and tendering to you, one and all, my best wishes, I hereby declare this session of the Assembly adjourned without day.

C. A. CHICKERING, *Clerk.*

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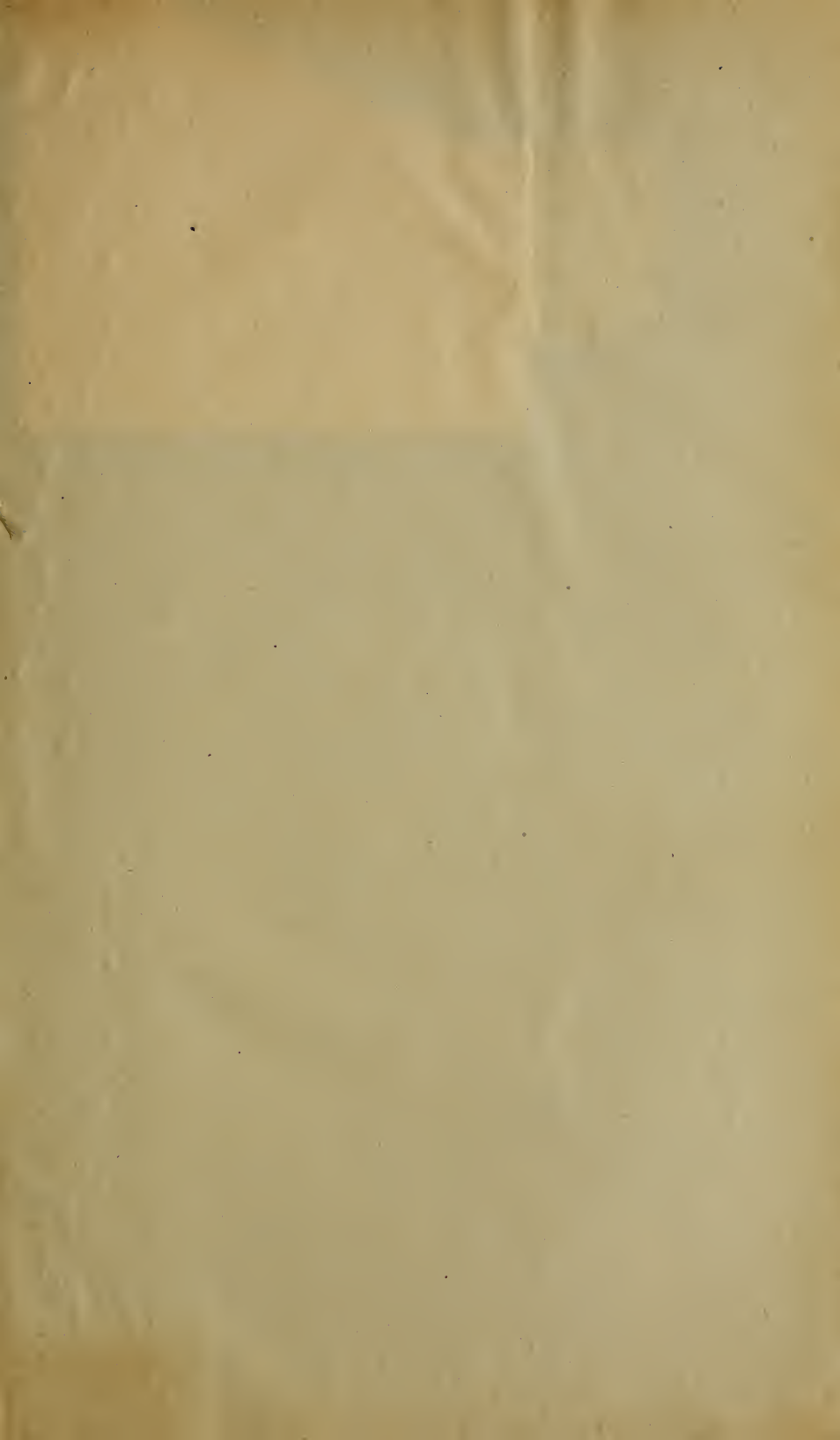
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